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MEETING DOCUMENT

From:	Presidency
To:	JHA Counsellors on Financial Instruments
N° Cion doc.:	10154/18
Subject:	Regulation establishing the Internal Security Fund (ISF)

Delegations will find attached a provisional version of the ISF 4CT of 28.10.2020.

Provisional version of 28.10.2020. The updates under the 4th column of the table are still subject to the agreement of the EP.

Proposal for a

Regulation of the European Parliament and of the Council establishing the Internal Security Fund

T: issue to be discussed at technical level, P: issue to be discussed at political level, H: Horizontal issue.

LEGEND

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	LEGEND
1.				Not agreed
2.				Provisionally agreed
3.				Horizontal provision Not agreed
N.				Horizontal provision Provisionally agreed
				Not included in Council mandate

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
1.	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	THE EUROPEAN PARLIAMENT AND THE COUNCIL OF THE EUROPEAN UNION,	
2.	Having regard to the Treaty on the Functioning of the European Union, and in particular Articles 82(1), 84 and 87(2) thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Articles 82(1), 84 and 87(2) thereof,	Having regard to the Treaty on the Functioning of the European Union, and in particular Articles 82(1), 84 and 87(2) thereof,	
3.	Having regard to the proposal from the European Commission,	Having regard to the proposal from the European Commission,	Having regard to the proposal from the European Commission,	
4.	After transmission of the draft legislative act to the national parliaments,	After transmission of the draft legislative act to the national parliaments,	After transmission of the draft legislative act to the national parliaments,	
5.	Having regard to the opinion of the European Economic and Social Committee ¹ ,	Having regard to the opinion of the European Economic and Social Committee ² ,	Having regard to the opinion of the European Economic and Social Committee ³ ,	
6.	Having regard to the opinion of the Committee of the Regions ⁴ ,	Having regard to the opinion of the Committee of the Regions ⁵ ,	Having regard to the opinion of the Committee of the Regions ⁶ ,	
7.	Acting in accordance with the ordinary legislative procedure,	Acting in accordance with the ordinary legislative procedure,	Acting in accordance with the ordinary legislative procedure,	

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	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
8.	Whereas:	Whereas:	Whereas:	
9.	(1) Ensuring internal security, which is a competence of the Member States, is a shared endeavour to which the EU institutions, relevant Union agencies and Member States should jointly contribute. In the period 2015 to 2020, the Commission, the Council of the European Union and the European Parliament have defined common priorities as set out in the European Agenda on Security of April 2015 ⁷ , which were reaffirmed by the Council in the renewed Internal Security Strategy of June 2015 ⁸ and by the European Parliament in its Resolution of July 2015 ⁹ . That shared strategy aimed at providing the strategic framework for the work at Union level in the area of internal security, and defined the main priorities for action to ensure an	(1) Ensuring internal national security, which is remains solely a competence of the Member States, protecting it requires cooperation and coordination at Union level. Internal security is a joint undertaking to which the EU institutions, relevant Union agencies and Member States, with the help of the private sector and civil society , should jointly contribute. In the period 2015 to 2020, the Commission, the Council of the European Union and the European Parliament have defined common priorities as set out in the European Agenda on Security of April 2015 ¹⁰ , which were	(1) Ensuring internal security, which is a competence of the Member States, is a shared endeavour to which the EU institutions, relevant Union agencies and Member States should jointly contribute. In the period 2015 to 2020, the Commission, the Council of the European Union and the European Parliament have defined common priorities as set out in the European Agenda on Security of April 2015 ¹⁰ , which were reaffirmed by the Council in the renewed Internal Security Strategy of June 2015 ¹¹ and by the European Parliament in its Resolution of July 2015 ¹² . That shared strategy aimed at providing the strategic	

⁷ COM(2015) 185 final of 28 April 2015.

⁸ Council Conclusions of 16 June 2015 on the renewed European Union Internal Security Strategy 2015-2020.

⁹ European Parliament resolution of 9 July 2015 on the European Agenda on Security (2015/2697(RSP)).

¹⁰ COM(2015) 185 final of 28 April 2015.

¹¹ Council Conclusions of 16 June 2015 on the renewed European Union Internal Security Strategy 2015-2020.

¹² European Parliament resolution of 9 July 2015 on the European Agenda on Security (2015/2697(RSP)).

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	effective Union response to security threats for the period 2015-2020, namely tackling terrorism and preventing radicalisation, disrupting organised crime and fighting cybercrime.	reaffirmed by the Council in the renewed Internal Security Strategy of June 2015 ¹¹ and by the European Parliament in its Resolution of July 2015 ¹² . That shared strategy aimed at providing the strategic framework for the work at Union level in the area of internal security, and defined the main priorities for action to ensure an effective Union response to security threats for the period 2015-2020, namely tackling preventing and combating terrorism and preventing radicalisation, including online radicalisation, and violent extremism, intolerance and discrimination , disrupting organised crime and fighting cybercrime. [AM1]	framework for the work at Union level in the area of internal security, and defined the main priorities for action to ensure an effective Union response to security threats for the period 2015-2020, namely tackling terrorism and preventing radicalisation, disrupting organised crime, and fighting and preventing cybercrime.	
10.	(2) In the Rome Declaration signed on 25 September 2017, leaders of 27 Member States affirmed their determination to a safe and secure Europe and to build a Union where all citizens feel safe and can move freely, where the external borders are secured,	(2) In the Rome Declaration signed on 25 September March 2017, leaders of 27 Member States, the European Council, the European Parliament and the European Commission	(2) In the Rome Declaration signed on 25 September March 2017, leaders of 27 Member States affirmed their determination to a safe and secure Europe and to build a Union where all citizens feel	Technical

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	with an efficient, responsible and sustainable migration policy, respecting international norms, as well as a Europe determined to fight terrorism and organised crime.	affirmed their determination to a safe and secure Europe and to build a Union where all citizens feel safe and can move freely, where the external borders are secured, with an efficient, responsible and sustainable migration policy, respecting international norms, as well as a Europe determined to fight terrorism and organised crime. [AM2]	safe and can move freely, where the external borders are secured, with an efficient, responsible and sustainable migration policy, respecting international norms, as well as a Europe determined to fight terrorism and organised crime.	
11.	(3) The European Council of 15 December 2016 called for continued delivery on the interoperability of EU information systems and databases. The European Council of 23 June 2017 underlined the need to improve the interoperability between databases and on 12 December 2017, the Commission adopted a proposal for a Regulation on establishing a framework for interoperability between EU information systems (Police and judicial cooperation, asylum and migration) ¹³ .	(3) The European Council of 15 December 2016 called for continued delivery on the interoperability of EU information systems and databases. The European Council of 23 June 2017 underlined the need to improve the interoperability between databases and on 12 December 2017, the Commission adopted a proposal for a Regulation on establishing a framework for interoperability between EU information systems (Police	(3) The European Council of 15 December 2016 called for continued delivery on the interoperability of EU information systems and databases. The European Council of 23 June 2017 underlined the need to improve the interoperability between databases and on 12 December 2017, the Commission adopted a proposal for a Regulation on establishing a framework for interoperability between EU information systems (Police and	

13

COM(2017) 794 final.

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		and judicial cooperation, asylum and migration) ¹⁴ .	judicial cooperation, asylum and migration) ¹⁵ .	
12.	(4) The Union's objective of ensuring a high level of security within an area of freedom, security and justice pursuant to Article 67(3) of the Treaty on the Functioning of the European Union (TFEU) should be achieved, among others, through measures to prevent and combat crime as well as through measures for coordination and cooperation between law enforcement authorities and other national authorities of Member States, including with relevant Union agencies and other relevant Union bodies, and with relevant third countries and international organisations.	(4) The Union's objective of ensuring a high level of security within an area of freedom, security and justice pursuant to Article 67(3) of the Treaty on the Functioning of the European Union (TFEU) should be achieved, among others, through measures to prevent and combat crime as well as through measures for coordination and cooperation between law enforcement authorities and other national authorities of Member States, including with relevant Union agencies and other relevant Union bodies, and with relevant third countries and international organisations.	(4) The Union's objective of ensuring a high level of security within an area of freedom, security and justice pursuant to Article 67(3) of the Treaty on the Functioning of the European Union (TFEU) should be achieved, among others, through measures to prevent and combat crime as well as through measures for coordination and cooperation between law enforcement authorities and other national authorities of Member States, including with relevant Union agencies and other relevant Union bodies, and with relevant third countries and international organisations.	
13.	(5) To achieve this objective, actions should be taken at Union level to protect people and goods from increasingly transnational threats and to support the work carried out by Member States' competent authorities.	(5) To achieve this objective, actions should be taken at Union level to protect people and goods, public spaces and critical infrastructure from	(5) To achieve this objective, actions should be taken at Union level to protect people, and goods, public spaces and critical infrastructure from increasingly transnational	Technical. To be aligned with article 3 lines 99ff. EP proposal 30.04.20:

¹⁴ COM(2017) 794 final.

¹⁵ COM(2017) 794 final.

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	Terrorism, serious and organised crime, itinerant crime, drug trafficking, corruption, cybercrime, trafficking in human beings and arms, among others, continue to challenge the internal security of the Union.	increasingly transnational threats and to support the work carried out by Member States' competent authorities. Terrorism, serious and organised crime, itinerant crime, drug and arms trafficking, corruption, money laundering , cybercrime, sexual exploitation, including of children, hybrid threats, as well as chemical, biological, radiological and nuclear threats , trafficking in human beings and arms , among others, continue to challenge the internal security and the internal market of the Union. [AM3]	threats and to support the work carried out by Member States' competent authorities. Terrorism, serious and organised crime, itinerant crime, drug trafficking, corruption, cybercrime, trafficking in human beings and arms, among others, continue to challenge the internal security of the Union.	“(5) To achieve this objective, actions should be taken at Union level to protect people and goods , public spaces and critical infrastructure from increasingly transnational threats and to support the work carried out by Member States' competent authorities. Terrorism, serious and organised crime, itinerant crime, drug and arms trafficking, corruption, money laundering , cybercrime, sexual exploitation, including of children, hybrid threats, as well as chemical, biological, radiological and nuclear threats , trafficking in human beings and arms , among others, continue to challenge the internal security and the internal market of the Union.” TM 10.07.20 Linked to line 99
14.		<i>(5 a) The Fund should provide financial support to address the emerging challenges posed by the significant increase in the scale of certain types of crime, such as payment fraud, child</i>		Technical. Linked to the definition on "cybercrime" (line 85) Provisionally agreed (EP AM)

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		<i>sexual exploitation and trafficking in weapons, being committed via the internet in recent years ('cyber-enabled crimes'). [AM4]</i>		
15.	(6) Funding from the Union budget should concentrate on activities where Union intervention can bring added value compared to action by Member States alone. In-line with Articles 84 and 87(2) of the TFEU, funding should support measures to promote and support the action of Member States in the field of crime prevention and police cooperation involving all the Member States' competent authorities concerning especially information exchange, increased operational cooperation and supporting efforts to strengthen capabilities to combat and to prevent crime. The Fund should not support operating costs and activities related to the essential functions of the Member States concerning the maintenance of law and order and the safeguarding of internal and national security as referred to in Article 72 of the TFEU.	(6) Funding from the Union budget should concentrate on activities where Union intervention can bring added value compared to action by Member States alone. <i>In line</i> with Articles 84 and 87(2) of the TFEU, funding should support measures to promote and support the action of Member States in the field of crime prevention, <i>joint training</i> and police <i>and judicial</i> cooperation involving all the Member States' competent authorities <i>and Union agencies</i> concerning especially information exchange, increased operational cooperation and supporting efforts to strengthen capabilities to combat and to prevent crime. The Fund should not support operating	(6) Funding from the Union budget should concentrate on activities where Union intervention can bring added value compared to action by Member States alone. In-line with Articles 84 and 87(2) of the TFEU, funding should support measures to promote and support the action of Member States in the field of crime prevention and police cooperation involving all the Member States' competent authorities concerning especially information exchange, increased operational cooperation and supporting efforts to strengthen capabilities to combat and to prevent crime. <i>The Fund should also support training of relevant staff and experts, in line with the European Law Enforcement Training Scheme (LETS) general principles.</i> The	TM 10.07.20 Provisionally agreed to add LETS - Linked to deletion of definition of LETS in line 90 “(6) Funding from the Union budget should concentrate on activities where Union intervention can bring added value compared to action by Member States alone. <i>In line</i> with Articles 84 and 87(2) of the TFEU, funding should support measures to promote and support the action of Member States in the field of crime prevention, <i>joint training</i> and police <i>and judicial</i> cooperation <i>in criminal matters</i> involving all the Member States' competent authorities <i>and Union agencies</i> concerning especially information exchange, increased operational cooperation and supporting <i>necessary</i> efforts to strengthen capabilities to <i>prevent and combat organised and serious cross-</i>

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		costs and activities related to the essential functions of the Member States concerning the maintenance of law and order and the safeguarding of internal and national security as referred to in Article 72 of the TFEU. [AM5]	Fund should not support operating costs and activities related to the essential functions of the Member States concerning the maintenance of law and order and the safeguarding of internal and national security as referred to in Article 72 of the TFEU.	<i>border crime and terrorism. The Fund should also support training of relevant staff and experts, in line with the European Law Enforcement Training Scheme (LETS) general principles.</i> The Fund should not support operating costs and activities related to the essential functions of the Member States concerning the maintenance of law and order and the safeguarding of internal and national security as referred to in Article 72 of the TFEU.”
16.	(7) To preserve the Schengen <i>acquis</i> and to strengthen its functioning, Member States have, since 6 April 2017, been obliged to carry out systematic checks against relevant databases on EU citizens who are crossing the EU’s external borders. Furthermore, the Commission issued a Recommendation to Member States to make better use of police checks and cross-border cooperation. Solidarity among Member States, clarity about the division of tasks, respect for fundamental rights and freedoms and the rule of law, a strong attention to	(7) To preserve the Schengen <i>acquis</i> and the entire Union internal market area , and to strengthen its functioning, Member States have, since 6 April 2017, been obliged to carry out systematic checks against relevant databases on EU citizens who are crossing the EU’s external borders. Furthermore, the Commission issued a Recommendation to Member States to make better use of police checks and cross-border	(7) To preserve the Schengen <i>acquis</i> and to strengthen its functioning, Member States have, since 6 April 2017, been obliged to carry out systematic checks against relevant databases on EU citizens who are crossing the EU’s external borders. Furthermore, the Commission issued a Recommendation to Member States to make better use of police checks and cross-border cooperation. Solidarity among Member States, clarity	Technical.

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	the global perspective and the necessary coherence with the external dimension of security should be key principles guiding the Union and Member States' action towards the development of an effective and genuine security union.	cooperation. Solidarity among Member States, clarity about the division of tasks, respect for fundamental rights and freedoms and the rule of law, a strong attention to the global perspective and the necessary coherence with the external dimension of security should be key principles guiding the Union and Member States' action towards the development of an effective and genuine security union. [AM6]	about the division of tasks, respect for fundamental rights and freedoms and the rule of law, a strong attention to the global perspective and the necessary coherence with the external dimension of security should be key principles guiding the Union and Member States' action towards the development of an effective and genuine security union.	
17.	(8) To contribute to the development and implementation of an effective and genuine security union aiming at ensuring a high level of internal security throughout the European Union, Member States should be provided with adequate Union financial support by setting up and managing an Internal Security Fund ('the Fund').	(8) To contribute to the development and implementation of an effective and genuine security union aiming at ensuring a high level of internal security throughout the European Union, Member States should be provided with adequate Union financial support by setting up and managing an Internal Security Fund ('the Fund').	(8) To contribute to the development and implementation of an effective and genuine security union aiming at ensuring a high level of internal security throughout the European Union, Member States should be provided with adequate Union financial support by setting up and managing an Internal Security Fund ('the Fund').	
18.	(9) The Fund should be implemented in full compliance with the rights and principles enshrined in	(9) The Fund should be implemented in full compliance with the <i>values</i>	(9) The Fund should be implemented in full compliance with the rights and principles	Technical.

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	the Charter of Fundamental Rights of the European Union and with the Union's international obligations as regards fundamental rights.	<i>enshrined in Article 2 of the Treaty on European Union (TEU), the rights and principles enshrined in the Charter of Fundamental Rights of the European Union and with the Union's international obligations as regards human rights. In particular, this Regulation seeks to ensure that fundamental rights, such as the right to human dignity, the right to life, the prohibition of torture and inhuman or degrading treatment or punishment, the right to protection of personal data, the rights of the child and the right to have an effective remedy, are fully respected. It also seeks to promote the application of the principle of non-discrimination.</i> [AM7]	enshrined in the Charter of Fundamental Rights of the European Union and with the Union's international obligations as regards fundamental rights.	
19.	(10) Pursuant to Article 3 of the Treaty on European Union (TEU), the Fund should support activities which ensure the protection of children against violence, abuse, exploitation and neglect. The Fund should also	(10) Pursuant to Article 3 of the Treaty on European Union (TEU), the Fund should support activities which ensure the protection of children against violence, abuse,	(10) Pursuant to Article 3 of the Treaty on European Union (TEU), the Fund should support activities which ensure the protection of children against violence, abuse, exploitation and	

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	support safeguards and assistance for child witnesses and victims, in particular those who are unaccompanied or otherwise in need of guardianship.	exploitation and neglect. The Fund should also support safeguards and assistance for child witnesses and victims, in particular those who are unaccompanied or otherwise in need of guardianship.	neglect. The Fund should also support safeguards and assistance for child witnesses and victims, in particular those who are unaccompanied or otherwise in need of guardianship.	
20.		<i>(10 a) Raising awareness among law enforcement personnel about issues related to all forms of racism, including antisemitism and antiziganism, is a key success factor for internal security. Awareness-raising training and education measures for law enforcement actors should therefore be included in the scope of the Fund in order to increase trust-building capacity at a local level.</i> [AM8]		TM 31.08.20 Deletion - Provisionally agreed Technical.
21.	(11) In line with the shared priorities identified at Union level to ensure a high level of security in the Union, the Fund will support actions aimed at addressing the main security threats and in particular tackling terrorism and radicalisation, serious and organised crime and cybercrime	(11) In line with the shared priorities identified at Union level to ensure a high level of security in the Union, the Fund will support actions aimed at addressing the main security threats and in particular tackling preventing and	(11) In line with the shared priorities identified at Union level to ensure a high level of security in the Union, the Fund will support actions aimed at addressing the main security threats and in particular preventing and tackling	EP proposal 30.04.20: (changes to EP position highlighted in blue) “(11) In line with the shared priorities identified at Union level to ensure a high level of security in the Union, the Fund will support actions

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	and assisting and protecting victims of crime. The Fund will ensure that the Union and its Member States are well equipped also to address evolving and emerging threats with a view to implementing a genuine security union. This should be pursued through financial assistance to support better information exchange, increase operational cooperation and improve national and collective capabilities.	<i>combating</i> terrorism and <i>violent extremism, including</i> radicalisation, <i>intolerance and discrimination</i> , serious and organised crime, and cybercrime <i>and as well as</i> assisting and protecting victims of crime <i>and protecting critical infrastructure</i> . The Fund will ensure that the Union and its Member States are well equipped also to address evolving and emerging threats, <i>such as trafficking, including via online channels, hybrid threats and chemical, biological, radiological and nuclear threats</i> , with a view to implementing a genuine security union. This should be pursued through financial assistance to support better information exchange, <i>to</i> increase operational cooperation and improve national and collective capabilities. [AM9]	terrorism and radicalisation, serious and organised crime and cybercrime, <i>managing effectively security-related risks and crises</i> and <i>by</i> assisting and protecting victims of crime. The Fund will ensure that the Union and its Member States are well equipped also to address evolving and emerging threats, <i>including hybrid threats</i> , with a view to implementing a genuine security union. This should be pursued through financial assistance to support better information exchange, increase operational cooperation and improve national and collective capabilities.	aimed at addressing the main security threats and in particular tackling <i>preventing and combating</i> terrorism and violent extremism, including ¹⁶ radicalisation, serious and organised crime, and cybercrime and as well as assisting and protecting victims of crime and protecting critical infrastructure ¹⁷ . The Fund will ensure that the Union and its Member States are well equipped also to address evolving and emerging threats, <i>such as trafficking, including via online channels, hybrid threats and chemical, biological, radiological and nuclear threats</i> , with a view to implementing a genuine security union. This should be pursued through financial assistance to support better information exchange, <i>to</i> increase operational cooperation and improve national and collective capabilities.”

¹⁶ in line with agreed provisionally definition of “radicalisation” in article 2

¹⁷ protection of critical infrastructure is included in recital 12

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
22.	(12) Within the comprehensive framework of the Fund, the financial assistance provided through the Fund should in particular support police and judicial cooperation and prevention in the fields of serious and organised crime, illicit arms trafficking, corruption, money laundering, drug trafficking, environmental crime, exchange of and access to information, terrorism, trafficking in human beings, exploitation of illegal immigration, child sexual exploitation, distribution of child abuse images and child pornography, and cybercrime. The Fund should also support the protection of people, public spaces and critical infrastructure against security-related incidents and the effective management of security-related risks and crises, including through the development of common policies (strategies, policy cycles, programmes and action plans), legislation and practical cooperation.	(12) Within the comprehensive framework of the Fund, the financial assistance provided through the Fund should in particular support <i>exchange of and access to information as well as</i> police and judicial cooperation and prevention in the fields of serious and organised crime, illicit arms trafficking, corruption, money laundering, drug trafficking, environmental crime, exchange of and access to information , terrorism, trafficking in human beings, exploitation of illegal immigration <i>refugees and irregular migrants, severe labour exploitation, child sexual exploitation and abuse, including of children and women</i> , distribution of child abuse images and child pornography, and cybercrime. The Fund should also support the protection of people, public spaces and critical	(12) Within the comprehensive framework of the Fund, the financial assistance provided through the Fund should in particular support police and judicial cooperation and prevention in the fields of serious and organised crime, illicit arms trafficking, corruption, money laundering, drug trafficking, environmental crime, exchange of and access to information, terrorism, trafficking in human beings, exploitation of illegal immigration, child sexual exploitation, distribution of child abuse images and child pornography, and cybercrime. The Fund should also support the protection of people, public spaces and critical infrastructure against security-related incidents and the effective management of security-related risks and crises, including through the development of common policies (strategies, policy cycles, programmes and action	EP proposal 30.04.20: (changes to EP position highlighted in blue) “(12) Within the comprehensive framework of the Fund, the financial assistance provided through the Fund should in particular support <i>exchange of and access to information as well as</i> police and judicial cooperation and prevention in the fields of serious and organised crime, illicit arms trafficking, corruption, money laundering, drug trafficking, environmental crime, exchange of and access to information , terrorism, trafficking in human beings, exploitation of illegal immigration <i>refugees and irregular migrants, severe labour exploitation, child sexual exploitation and abuse, including of children and women</i> , distribution of child abuse images and child pornography, and cybercrime. The Fund should also support the protection of people, public spaces and critical infrastructure against security-related incidents and the <i>preparedness for and</i> effective management of security-related risks

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		infrastructure against security-related incidents and the effective management of security-related risks and crises, including through <i>joint training</i> , the development of common policies (strategies, policy cycles, programmes and action plans), legislation and practical cooperation. [AM10]	plans), legislation and practical cooperation.	and crises, including through <i>joint training</i> , the development of common policies (strategies, policy cycles, programmes and action plans), legislation and practical cooperation.” TM 10.07.20 Linked to line 99 and discussion on crises and risks;
23.		<i>(12 a) The Fund should provide assistance to law enforcement authorities irrespective of their organisational structure under national law. For this reason, actions involving military forces charged with internal security tasks should also be eligible for support from the Fund, to the extent that such actions serve to contribute to the achievement of the specific objectives of the Fund. In emergency situations, and to address and prevent serious risks to public security, including in the aftermath of a terrorist attack, actions by military forces</i>		Technical. Linked to line 135.

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		<i>inside the territory of the Member State should be eligible for support from the Fund. Peace-keeping or defence actions outside the territory of the Member State should under no circumstances be eligible for assistance from the Fund.</i> [AM11]		
24.	(13) The Fund should build on the results and investments of its predecessors: the Prevention and fight against crime (ISEC) programme and the Prevention, preparedness and consequence management of terrorism and other security-related risks (CIPS) programme for the period 2007-2013 and the instrument for police cooperation, preventing and combating crime, and crisis management as part of the Internal Security Fund for the period 2014-2020, established by Regulation (EU) No 513/2014 of the European Parliament and of the Council ¹⁸ , and should be extended it to take into account new developments.	(13) The Fund should build on the results and investments of its predecessors: the Prevention and fight against crime (ISEC) programme and the Prevention, preparedness and consequence management of terrorism and other security-related risks (CIPS) programme for the period 2007-2013 and the instrument for police cooperation, preventing and combating crime, and crisis management as part of the Internal Security Fund for the period 2014-2020, established by Regulation (EU) No 513/2014 of the European	(13) The Fund should build on the results and investments of its predecessors: the Prevention and fight against crime (ISEC) programme and the Prevention, preparedness and consequence management of terrorism and other security-related risks (CIPS) programme for the period 2007-2013 and the instrument for police cooperation, preventing and combating crime, and crisis management as part of the Internal Security Fund for the period 2014-2020, established by Regulation (EU) No 513/2014 of the European	

¹⁸ Regulation (EU) No 513/2014 of the European Parliament and of the Council of 16 April 2014 establishing, as part of the Internal Security Fund, the instrument for financial support for police cooperation, preventing and combating crime, and crisis management and repealing Council Decision 2007/125/JHA (OJ L 150, 20.5.2014, p. 93).

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		Parliament and of the Council ¹⁹ , and should be extended it to take into account new developments.	Parliament and of the Council ²⁰ , and should be extended it to take into account new developments.	
25.	(14) There is a need to maximise the impact of Union funding by mobilising, pooling and leveraging public and private financial resources. The Fund should promote and encourage the active and meaningful participation and involvement of civil society, including non-governmental organisations, as well as the industrial sector in the development and implementation of security policy, including where relevant with involvement of other relevant actors, Union agencies and other Union bodies, third countries and international organisations in relation to the objective of the Fund.	(14) There is a need to maximise the impact of Union funding by mobilising, pooling and leveraging public and private financial resources. The Fund should promote and encourage the active and meaningful participation and involvement of civil society, including non-governmental organisations, as well as the European industrial sector in the development and implementation of security policy, in particular as regards cybersecurity , including where relevant with involvement of other relevant actors, Union agencies and other Union bodies, third countries and international organisations in relation to the	(14) There is a need to maximise the impact of Union funding by mobilising, pooling and leveraging public and private financial resources. The Fund should promote and encourage the active and meaningful participation and involvement of civil society, including non-governmental organisations, as well as the industrial sector in the development and implementation of security policy, including where relevant with involvement of other relevant actors, Union agencies and other Union bodies, third countries and international organisations in relation to the objective of the Fund.	Technical.

¹⁹ Regulation (EU) No 513/2014 of the European Parliament and of the Council of 16 April 2014 establishing, as part of the Internal Security Fund, the instrument for financial support for police cooperation, preventing and combating crime, and crisis management and repealing Council Decision 2007/125/JHA (OJ L 150, 20.5.2014, p. 93).

²⁰ Regulation (EU) No 513/2014 of the European Parliament and of the Council of 16 April 2014 establishing, as part of the Internal Security Fund, the instrument for financial support for police cooperation, preventing and combating crime, and crisis management and repealing Council Decision 2007/125/JHA (OJ L 150, 20.5.2014, p. 93).

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		objective of the Fund. <i>However, it should be ensured that support from the Fund is not used to delegate statutory or public tasks to private actors.</i> [AM12]		
26.	(15) Within the comprehensive framework of the Union's anti-drugs strategy, which advocates a balanced approach based on a simultaneous reduction in supply and demand, the financial assistance provided under this Fund should support all actions aimed at preventing and combating trafficking in drugs (supply and demand reduction), and in particular measures targeting the production, manufacture, extraction, sale, transport, importation and exportation of illegal drugs, including possession and purchase with a view to engaging in drug trafficking activities. The Fund should in particular cover the prevention aspects of the drugs policy. To bring further synergies and clarity in the drugs-related area, these elements of drugs-related objectives — which in 2014-2020 were covered by the Justice programme — should be incorporated into the Fund.	(15) Within the comprehensive framework of the Union's anti-drugs strategy, which advocates a balanced approach based on a simultaneous reduction in supply and demand, the financial assistance provided under this Fund should support all actions aimed at preventing and combating trafficking in drugs (supply and demand reduction), and in particular measures targeting the production, manufacture, extraction, sale, transport, importation and exportation of illegal drugs, including possession and purchase with a view to engaging in drug trafficking activities. The Fund should in particular cover the prevention aspects of the drugs policy. To bring further	(15) Within the comprehensive framework of the Union's anti-drugs strategy, which advocates a balanced approach based on a simultaneous reduction in supply and demand, the financial assistance provided under this Fund should support all actions aimed at preventing and combating trafficking in drugs (supply and demand reduction), and in particular measures targeting the production, manufacture, extraction, sale, transport, importation and exportation of illegal drugs, including possession and purchase with a view to engaging in drug trafficking activities. The Fund should in particular cover the prevention aspects of the drugs policy. To bring further	

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		synergies and clarity in the drugs-related area, these elements of drugs-related objectives — which in 2014-2020 were covered by the Justice programme — should be incorporated into the Fund.	synergies and clarity in the drugs-related area, these elements of drugs-related objectives — which in 2014-2020 were covered by the Justice programme — should be incorporated into the Fund.	
27.	(16) With a view to ensuring that the Fund makes an effective contribution to a higher level of internal security throughout the European Union, to the development of a genuine security union, it should be used in a way that adds most value to the action of the Member States.	(16) With a view to ensuring that the Fund makes an effective contribution to a higher level of internal security throughout the European Union, to the development of a genuine security union, it should be used in a way that adds most European value to the action of the Member States. [AM13]	(16) With a view to ensuring that the Fund makes an effective contribution to a higher level of internal security throughout the European Union, to the development of a genuine security union, it should be used in a way that adds most value to the action of the Member States.	Technical.
28.	(17) In the interests of solidarity within the Union, and in the spirit of shared responsibility for the security therein, where weaknesses or risks are identified, in particular following a Schengen evaluation, the Member State concerned should adequately address the matter by using resources under its programme to implement recommendations adopted pursuant to	(17) In the interests of solidarity within the Union, and in the spirit of shared responsibility for the security therein, where weaknesses or risks are identified, in particular following a Schengen evaluation, the Member State concerned should adequately address the matter by using resources under its programme to	(17) In the interests of solidarity within the Union, and in the spirit of shared responsibility for the security therein, where weaknesses or risks are identified, in particular following a Schengen evaluation, the Member State concerned should adequately address the matter by using resources under its programme to implement recommendations	Technical.

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	Council Regulation (EU) No 1053/2013 ²¹ .	implement recommendations adopted pursuant to Council Regulation (EU) No 1053/2013 ²² .	adopted pursuant to Council Regulation (EU) No 1053/2013 ²³ .	
29.	(18) To contribute to the achievement of the objectives of the Fund, Member States should ensure that the priorities of their programmes address the specific objectives of the Fund, that the priorities chosen are in-line with the implementing measures as set out in Annex II and that the allocation of resources between objectives ensures that the overall policy objective can be met.	(18) To contribute to the achievement of the objectives of the Fund, Member States should ensure that the priorities of their programmes address contribute to the achievement of the specific objectives of the Fund, that the priorities chosen are in-line with the implementing measures as set out in Annex II and that the allocation of resources between objectives is proportionate to challenges and needs and ensures that the overall policy objective can be met. [AM14]	(18) To contribute to the achievement of the objectives of the Fund, Member States should ensure that the priorities of their programmes address the specific objectives of the Fund, that the priorities chosen are in-line with the implementing measures as set out in Annex II and that the allocation of resources between objectives ensures that the overall policy objective can be met.	Technical. Linked to discussion on minimum percentages.

²¹ Council Regulation (EU) No 1053/2013 of 7 October 2013 establishing an evaluation and monitoring mechanism to verify the application of the Schengen *acquis* and repealing the Decision of the Executive Committee of 16 September 1998 setting up a Standing Committee on the evaluation and implementation of Schengen (OJ L 295, 6.11.2013, p. 27).

²² Council Regulation (EU) No 1053/2013 of 7 October 2013 establishing an evaluation and monitoring mechanism to verify the application of the Schengen *acquis* and repealing the Decision of the Executive Committee of 16 September 1998 setting up a Standing Committee on the evaluation and implementation of Schengen (OJ L 295, 6.11.2013, p. 27).

²³ Council Regulation (EU) No 1053/2013 of 7 October 2013 establishing an evaluation and monitoring mechanism to verify the application of the Schengen *acquis* and repealing the Decision of the Executive Committee of 16 September 1998 setting up a Standing Committee on the evaluation and implementation of Schengen (OJ L 295, 6.11.2013, p. 27).

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
30.	(19) Synergies, consistency and efficiency should be sought with other EU funds and overlap between the actions should be avoided.	(19) Synergies, consistency and efficiency should be sought with other EU funds and overlap between the actions should be avoided.	(19) Synergies, consistency and efficiency should be sought with other EU funds and overlap between the actions should be avoided.	
31.	(20) The Fund should be coherent with and complementary to other Union financial programmes in the field of security. Synergies will be sought ensured in particular with the Asylum and Migration Fund, the Integrated Border Management Fund consisting of the border management and visa instrument established by Regulation (EU) X and the customs control equipment instrument established by Regulation (EU) X as well as the other Cohesion Policy Funds covered by Regulation (EU) X [CPR], the security research part of the Horizon Europe programme established by Regulation (EU) X, the Rights and Values programme established by Regulation X, the Justice programme established by Regulation EU X, the Digital Europe programme established by Regulation EU X and the InvestEU programme established by Regulation EU X. Synergies should be sought in	(20) The Fund should be coherent with and complementary to other Union financial programmes in the field of security. Synergies will be ensured in particular with the Asylum and Migration Fund, the Integrated Border Management Fund consisting of the border management and visa instrument established by Regulation (EU) X and the customs control equipment instrument established by Regulation (EU) X as well as the other Cohesion Policy Funds covered by Regulation (EU) X [CPR], the security research part of the Horizon Europe programme established by Regulation (EU) X, the Rights and Values programme established by Regulation X, the Justice programme established by Regulation EU	(20) The Fund should be coherent with and complementary to other Union financial programmes in the field of security. Synergies will be sought ensured in particular with the Asylum, and Integration Fund, the Integrated Border Management Fund consisting of the border management and visa instrument established by Regulation (EU) X and the customs control equipment instrument established by Regulation (EU) X as well as the other Cohesion Policy Funds covered by Regulation (EU) X [CPR], the security research part of the Horizon Europe programme established by Regulation (EU) X, the Rights and Values programme established by Regulation X, the Justice programme established	Technical.

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	particular on security of infrastructure and public spaces, cybersecurity and the prevention of radicalisation. Effective coordination mechanisms are essential to maximise the effective achievement of policy objectives, exploit economies of scale and avoid overlaps between actions.	X, the Digital Europe programme established by Regulation EU X and the InvestEU programme established by Regulation EU X. Synergies should be sought in particular on security of infrastructure and public spaces, cybersecurity, <i>the protection of victims</i> and the prevention of <i>violent extremism, including</i> radicalisation. Effective coordination mechanisms are essential to maximise the effective achievement of policy objectives, exploit economies of scale and avoid overlaps between actions. [AM15]	by Regulation EU X, the Digital Europe programme established by Regulation EU X and the InvestEU programme established by Regulation EU X. Synergies should be sought in particular on security of infrastructure and public spaces, cybersecurity and the prevention of radicalisation. Effective coordination mechanisms are essential to maximise the effective achievement of policy objectives, exploit economies of scale and avoid overlaps between actions.	
32.			<i>(20a) In an effort to strengthen complementarities between the Internal Security Fund and the Border Management and Visa Instrument, the Fund should be able to finance multipurpose equipment and ICT systems of which the primary purpose is in accordance with this</i>	Technical. Linked to line 130.

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
			<i>Regulation but which also contribute to the achievement of the objectives of the Border Management and Visa Instrument established by Regulation (EU) No .../ ... [BMVI].</i>	
33.	(21) Measures in and in relation to third countries supported through the Fund should be implemented in full synergy and coherence with and should complement other actions outside the Union supported through the Union's external financing instruments. In particular, in implementing such actions, full coherence should be sought with the principles and general objectives of the Union's external action and foreign policy related to the country or region in question. In relation to the external dimension, the Fund should enhance cooperation with third countries in areas of interest to the Union's internal security, such as countering terrorism and radicalisation, cooperation with third country law enforcement authorities in the fight against terrorism (including detachments and joint investigation	(21) Measures in and in relation to third countries supported through the Fund should be implemented in full synergy and coherence with and should complement other actions outside the Union supported through the Union's external financing instruments. In particular, in implementing such actions, full coherence should be sought with the principles and general objectives of external action , the Union's external action and foreign policy and development aid policy related to the country or region in question. In relation to the external dimension, the Fund should enhance cooperation with third countries in areas of interest to the Union's internal	(21) Measures in and in relation to third countries supported through the Fund should be implemented in full synergy and coherence with and should complement other actions outside the Union supported through the Union's external financing instruments. In particular, in implementing such actions, full coherence should be sought with the principles and general objectives of the Union's external action and foreign policy related to the country or region in question. In relation to the external dimension, the Fund should enhance cooperation with third countries in areas of interest to the Union's internal security,	

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	teams), serious and organised crime and corruption, trafficking in human beings and migrant smuggling.	security, such as countering terrorism and radicalisation, cooperation with third country law enforcement authorities in the fight against terrorism (including detachments and joint investigation teams), <i>trafficking, in particular of arms, drugs, endangered species and cultural goods</i> , serious and organised crime and corruption, trafficking in human beings and migrant smuggling.[AM16]	such as countering terrorism and radicalisation, cooperation with third country law enforcement authorities in the fight against terrorism (including detachments and joint investigation teams), serious and organised crime and corruption, trafficking in human beings and migrant smuggling. <i>In that context, a significant part of the funding from the thematic facility should be used to support actions in or in relation to third countries. In its conclusions of 28 June 2018, the European Council underlined the need for flexible instruments, allowing for fast disbursement, to combat illegal migration.</i>	
34.	(22) Funding from the Union budget should concentrate on activities where Union intervention can bring added value as compared to actions by Member States alone. Security has an inherently cross-border dimension and therefore a strong, coordinated Union response is required. Financial support provided under this Regulation will	(22) Funding from the Union budget should concentrate on activities where Union intervention can bring added value as compared to actions by Member States alone. Security has an inherently cross-border dimension and therefore a	(22) Funding from the Union budget should concentrate on activities where Union intervention can bring added value as compared to actions by Member States alone. Security has an inherently cross-border dimension and therefore a strong, coordinated Union	

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	contribute in particular to strengthening national and Union capabilities in the security area.	strong, coordinated Union response is required. Financial support provided under this Regulation will contribute in particular to strengthening national and Union capabilities in the security area.	response is required. Financial support provided under this Regulation will contribute in particular to strengthening national and Union capabilities in the security area.	
35.	(23) A Member State may be deemed not to be compliant with the relevant Union <i>acquis</i> as regards the use of operating support under this Fund if it has failed to fulfil its obligations under the Treaties in the area, of security if there is a clear risk of a serious breach by the Member State of the Union's values when implementing the <i>acquis</i> on security or if an evaluation report under the Schengen evaluation and monitoring mechanism identified deficiencies in the relevant area.	(23) A Member State may be deemed not to be compliant with the relevant Union <i>acquis</i> as regards the use of operating support under this Fund if it has failed to fulfil its obligations under the Treaties in the area, of security if there is a clear risk of a serious breach by the Member State of the Union's values when implementing the <i>acquis</i> on security or if an evaluation report under the Schengen evaluation and monitoring mechanism identified deficiencies in the relevant area.	(23) A Member State may be deemed not to be compliant with the relevant Union <i>acquis</i> as regards the use of operating support under this Fund if it has failed to fulfil its obligations under the Treaties in the area, of security if there is a clear risk of a serious breach by the Member State of the Union's values when implementing the <i>acquis</i> on security or if an evaluation report under the Schengen evaluation and monitoring mechanism identified deficiencies in the relevant area.	
36.		<i>(23a) Under Regulation (EU) No X of the European Parliament and of the</i>		Technical.

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		<i>Council^{1a}, the Union should take action to protect its budget whenever a generalised deficiency as regards the rule of law is established in a Member State. Regulation (EU) No X should apply to this Fund.</i> [AM17]		
37.	(24) The Fund should reflect the need for increased flexibility and simplification while respecting requirements in terms of predictability, and ensuring a fair and transparent distribution of resources to meet the objectives laid down in this Regulation.	(24) The Fund should reflect the need for increased flexibility and simplification while respecting requirements in terms of predictability, and ensuring a fair and transparent distribution of resources to meet the objectives laid down in this Regulation. <i>The implementation of the Fund should be guided by the principles of efficiency, effectiveness and quality of spending. Furthermore, the implementation of the Fund should be as user-friendly as possible.</i> [AM18]	(24) The Fund should reflect the need for increased flexibility and simplification while respecting requirements in terms of predictability, and ensuring a fair and transparent distribution of resources to meet the objectives laid down in this Regulation.	Technical.
38.	(25) This Regulation should establish the initial amounts to	(25) This Regulation should establish the initial amounts to	(25) This Regulation should establish the initial amounts to	

^{1a}Proposal for a regulation of the European Parliament and of the Council on the protection of the Union's budget in case of generalised deficiencies as regards the rule of law in the Member States (COM(2018)0324).

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	Member States calculated on the basis of criteria laid down in Annex I.	Member States calculated on the basis of criteria laid down in Annex I.	Member States calculated on the basis of criteria laid down in Annex I.	
39.	(26) These initial amounts should form the basis for Member States' long-term investments in security. To take account of changes in security threats or in the baseline situation, an additional amount should be allocated to the Member States at mid-term based on the latest available statistical data, as set out in the distribution key, taking into account the state of programme implementation.	(26) These initial amounts should form the basis for Member States' long-term investments in security. To take account of changes in <i>internal and external</i> security threats or in the baseline situation, an additional amount should be allocated to the Member States at mid-term based on the latest available statistical data, as set out in the distribution key, taking into account the state of programme implementation. [AM19]	(26) These initial amounts should form the basis for Member States' long-term investments in security. To take account of changes in security threats or in the baseline situation, an additional amount should be allocated to the Member States at mid-term based on the latest available statistical data, as set out in the distribution key, taking into account the state of programme implementation.	
40.		<i>(26a) The critical infrastructure that the Member States have to protect should be taken into account when resources available from the Fund are distributed.</i> [AM20]		
41.	(27) As challenges in the area of security are constantly evolving, there is a need to adapt the allocation of funding to changes in security threats and steer funding towards the	(27) As challenges in the area of security are constantly evolving, there is a need to adapt the allocation of funding to changes in <i>internal and</i>	(27) As challenges in the area of security are constantly evolving, there is a need to adapt the allocation of funding to changes in security threats	Technical.

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	priorities with the highest added value for the Union. To respond to pressing needs, changes in policy and Union priorities and to steer funding towards actions with a high level of Union added value, part of the funding will be periodically allocated to specific actions, Union actions and emergency assistance via a thematic facility.	<i>external</i> security threats and steer funding towards the priorities with the highest added value for the Union. To respond to pressing needs, changes in policy and Union priorities and to steer funding towards actions with a high level of Union added value, part of the funding will be periodically allocated to specific actions, Union actions and emergency assistance via a thematic facility. [AM21]	and steer funding towards the priorities with the highest added value for the Union. To respond to pressing needs, changes in policy and Union priorities and to steer funding towards actions with a high level of Union added value, part of the funding will be periodically allocated to specific actions, Union actions and emergency assistance via a thematic facility.	
42.	(28) Member States should be encouraged to use part of their programme allocation to fund actions listed in Annex IV benefiting from a higher Union contribution.	(28) Member States should be encouraged to use part of their programme allocation to fund actions listed in Annex IV benefiting from a higher Union contribution, <i>primarily because of their significant European added value or their high importance for the Union</i> . [AM22]	(28) Member States should be encouraged to use part of their programme allocation to fund actions listed in Annex IV benefiting from a higher Union contribution.	
43.	(29) Part of the available resources under the Fund could also be distributed for the implementation of specific actions which require cooperative effort amongst Member States or where new developments in	(29) Part of the available resources under the Fund could also be distributed for the implementation of specific actions which require cooperative effort amongst	(29) Part of the available resources under the Fund could also be distributed for the implementation of specific actions which require cooperative effort amongst	

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	the Union require additional funding to be made available to one or more Member States. These specific actions should be defined by the Commission in its work programmes.	Member States or where new developments in the Union require additional funding to be made available to one or more Member States. These specific actions should be defined by the Commission in its work programmes.	Member States or where new developments in the Union require additional funding to be made available to one or more Member States. These specific actions should be defined by the Commission in its work programmes.	
44.	(30) The Fund should contribute to supporting operating costs related to internal security and enable Member States to maintain capabilities which are crucial to the Union as a whole. Such support consists of full reimbursement of a selection of specific costs related to the objectives under the Fund and should form an integral part of the Member States' programmes.	(30) The Fund should contribute to supporting operating costs related to internal security and enable Member States to maintain capabilities which are crucial to the Union as a whole. Such support consists of full reimbursement of a selection of specific costs related to the objectives under the Fund and should form an integral part of the Member States' programmes.	(30) The Fund should contribute to supporting operating costs related to internal security and enable Member States to maintain capabilities which are crucial to the Union as a whole. Such support consists of full reimbursement of a selection of specific costs related to the objectives under the Fund and should form an integral part of the Member States' programmes.	
45.	(31) To complement the implementation of its policy objective at national level through Member States' programmes, the Fund should also provide support for actions at Union level. Such actions should serve overall strategic purposes within the scope of intervention of the Fund	(31) To complement the implementation of its policy objective at national level through Member States' programmes, the Fund should also provide support for actions at Union level. Such actions should serve overall	(31) To complement the implementation of its policy objective at national level through Member States' programmes, the Fund should also provide support for actions at Union level. Such actions should serve overall strategic	TM 13.10.20 Provisionally agreed- without text on "intelligence services" in [] to be replaced with a dedicated recital (31) To complement the implementation of its policy objective at national level through Member

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	relating to policy analysis and innovation, transnational mutual learning and partnerships and the testing of new initiatives and actions across the Union.	strategic purposes within the scope of intervention of the Fund relating to policy analysis and innovation, transnational mutual learning and partnerships and the testing of new initiatives and actions across the Union <i>or among certain Member States. In this regard, cooperation between Member States' intelligence services should be encouraged with a view to ensure the necessary information exchange to enhance the effectiveness of the fight against terrorism as well as serious and organised crime, and to contribute to a better understanding of their cross-border nature. The Fund should support Member States' efforts to exchange best practice and to promote joint training in order to help develop a culture of cooperation and mutual trust between intelligence services as well as between intelligence services and Europol.</i> [AM23]	purposes within the scope of intervention of the Fund relating to policy analysis and innovation, transnational mutual learning and partnerships and the testing of new initiatives and actions across the Union.	States' programmes, the Fund should also provide support for actions at Union level. Such actions should serve overall strategic purposes within the scope of intervention of the Fund relating to policy analysis and innovation, transnational mutual learning and partnerships and the testing of new initiatives and actions across the Union <i>or among certain Member States. [In this regard, cooperation between Member States' intelligence services should be encouraged with a view to ensure the necessary information exchange to enhance the effectiveness of the fight against terrorism as well as serious and organised crime, and to contribute to a better understanding of their cross-border nature.] The Fund should support Member States' efforts, including at local level, to exchange best practice and to promote joint training, including awareness raising among law-enforcement staff regarding all forms of radicalisation and all forms of discrimination that may could lead to violence, such as antisemitism, antiziganism and other forms of</i>

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				<u>racism. For this purpose, specialised exchange programmes for junior law-enforcement staff could be funded. [in order to help develop a culture of cooperation and mutual trust between intelligence services as well as between intelligence services and Europol.]</u>
46.	(32) In order to strengthen the Union's capacity to react immediately to security-related incidents or newly emerging threats to the Union, it should be possible to provide emergency assistance in accordance with the framework set out in this Regulation. Emergency assistance should therefore not be provided to support mere contingency and long-term measures or to address situations where the urgency to act results from inadequate administrative organisation and insufficient operational planning on the part of the competent authorities.	(32) In order to strengthen the Union's capacity to react immediately to security-related incidents or newly emerging threats to the Union, it should be possible to provide emergency assistance in accordance with the framework set out in this Regulation. Emergency assistance should therefore not be provided to support mere contingency and long-term measures or to address situations where the urgency to act results from inadequate administrative organisation and insufficient operational planning on the part of the competent authorities.	(32) In order to strengthen the Union's capacity to react immediately to security-related incidents or newly emerging threats to the Union, it should be possible to provide emergency assistance in accordance with the framework set out in this Regulation. Emergency assistance should therefore not be provided to support mere contingency and long-term measures or to address situations where the urgency to act results from inadequate administrative organisation and insufficient operational planning on the part of the competent authorities <i>and when the competent authorities fail to plan and react properly.</i>	

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
47.	(33) In order to ensure the necessary flexibility of action and respond to emerging needs, it should be made possible for decentralised agencies to be provided with the appropriate additional financial means to carry out certain emergency tasks. In instances where the task to be undertaken is of such urgent nature that an amendment of their budgets could not be finalised in time, decentralised agencies should be eligible as beneficiaries of emergency assistance, including in the form of grants, consistent with priorities and initiatives identified at Union level by the EU institutions.	(33) In order to ensure the necessary flexibility of action and respond to emerging needs, it should be made possible for decentralised agencies to be provided with the appropriate additional financial means to carry out certain emergency tasks. In instances where the task to be undertaken is of such urgent nature that an amendment of their budgets could not be finalised in time, decentralised agencies should be eligible as beneficiaries of emergency assistance, including in the form of grants, consistent with priorities and initiatives identified at Union level by the EU institutions.	(33) In order to ensure the necessary flexibility of action and respond to emerging needs, it should be made possible for decentralised agencies to be provided with the appropriate additional financial means to carry out certain emergency tasks. In instances where the task to be undertaken is of such urgent nature that an amendment of their budgets could not be finalised in time, decentralised agencies should be eligible as beneficiaries of emergency assistance, including in the form of grants, consistent with priorities and initiatives identified at Union level by the EU institutions.	
48.		<i>(33 a) In light of the transnational nature of Union actions and in order to promote coordinated action to fulfil the objective of ensuring the highest level of security in the Union, decentralised agencies should also be eligible as beneficiaries of</i>		Technical. Linked to line 255

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		<i>Union action, including in the form of grants. Such support should be consistent with the priorities and initiatives identified at Union level by the Union institutions to ensure European added value.</i> [AM24]		
49.	(34) The policy objective of this Fund will be also addressed through financial instruments and budgetary guarantee under the policy windows of the InvestEU. Financial support should be used to address market failures or sub-optimal investment situations, in a proportionate manner and actions should not duplicate or crowd out private financing or distort competition in the Internal market. Actions should have a clear European added value.	(34) The policy objective of this Fund will be also addressed through financial instruments and budgetary guarantee under the policy windows of the InvestEU. Financial support should be used to address market failures or sub-optimal investment situations, in a proportionate manner and actions should not duplicate or crowd out private financing or distort competition in the Internal market. Actions should have a clear European added value.	(34) The policy objective of this Fund will be also addressed through financial instruments and budgetary guarantee under the policy windows of the InvestEU. Financial support should be used to address market failures or sub-optimal investment situations, in a proportionate manner and actions should not duplicate or crowd out private financing or distort competition in the Internal market. Actions should have a clear European added value.	
50.			<i>(34a) Blending operations have a voluntary nature and are operations supported by the Union budget combining repayable and/or non-repayable forms of support from the</i>	Technical

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
			<i>Union budget with repayable forms of support from promotional/ development or other public finance institutions, as well as from commercial finance institutions and investors.</i>	
51.	(35) This Regulation lays down a financial envelope for the Internal Security Fund (ISF) which is to constitute the prime reference amount, within the meaning of paragraph X of the Interinstitutional Agreement of X between the European Parliament, the Council and the Commission on budgetary discipline, on cooperation in budgetary matters and on sound financial management ²⁴ , for the European Parliament and the Council during the annual budgetary procedure.	(35) This Regulation lays down a financial envelope for the Internal Security Fund (ISF) which is to constitute the prime reference amount, within the meaning of paragraph X of the Interinstitutional Agreement of X between the European Parliament, the Council and the Commission on budgetary discipline, on cooperation in budgetary matters and on sound financial management ²⁵ , for the European Parliament and the Council during the annual budgetary procedure.	(35) This Regulation lays down a financial envelope for the Internal Security Fund (ISF) which is to constitute the prime reference amount, within the meaning of paragraph <i>/X/</i> of the Interinstitutional Agreement of <i>/X/</i> between the European Parliament, the Council and the Commission on budgetary discipline, on cooperation in budgetary matters and on sound financial management ²⁶ , for the European Parliament and the Council during the annual budgetary procedure.	

²⁴ OJ C 373, 20.12.2013, p. 1.

http://eur-lex.europa.eu/legal-content/EN/TXT/?uri=uriserv:OJ.C_.2013.373.01.0001.01.ENG&toc=OJ:C:2013:373:TOC

²⁵ OJ C 373, 20.12.2013, p. 1.

http://eur-lex.europa.eu/legal-content/EN/TXT/?uri=uriserv:OJ.C_.2013.373.01.0001.01.ENG&toc=OJ:C:2013:373:TOC

²⁶ OJ C 373, 20.12.2013, p. 1.
http://eur-lex.europa.eu/legal-content/EN/TXT/?uri=uriserv:OJ.C_.2013.373.01.0001.01.ENG&toc=OJ:C:2013:373:TOC

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
52.	(36) Regulation (EU, Euratom) No [the new FR] ²⁷ (the ‘Financial Regulation’) applies to this Fund. It lays down rules on the implementation of the Union budget, including the rules on grants, prizes, procurement, indirect implementation, financial assistance, financial instruments and budgetary guarantees. In order to ensure coherence in the implementation of Union funding programmes, the Financial Regulation is to apply to the actions to be implemented in direct or indirect management under ISF.	(36) Regulation (EU, Euratom) No [the new FR] ²⁸ (the ‘Financial Regulation’) applies to this Fund. It lays down rules on the implementation of the Union budget, including the rules on grants, prizes, procurement, indirect implementation, financial assistance, financial instruments and budgetary guarantees. In order to ensure coherence in the implementation of Union funding programmes, the Financial Regulation is to apply to the actions to be implemented in direct or indirect management under ISF.	(36) <i>Regulation (EU, Euratom) 2018/1046 of the European Parliament and of the Council</i> Regulation (EU, Euratom) No [the new FR] ²⁹ (the ‘Financial Regulation’) applies to this Fund. It lays down rules on the implementation of the Union budget, including the rules on grants, prizes, procurement, indirect implementation, financial assistance, financial instruments and budgetary guarantees. In order to ensure coherence in the implementation of Union funding programmes, the Financial Regulation is to apply to the actions to be implemented in direct or indirect management under ISF.	Technical
53.	(37) For the purpose of implementation of actions under shared management, the Fund should form part of a coherent framework	(37) For the purpose of implementation of actions under shared management, the Fund should form part of a	(37) For the purpose of implementation of actions under shared management, the Fund should form part of a coherent	Council: Technical EP: Technical → Political

²⁷ Full reference

²⁸ Full reference

²⁹ Full reference *Regulation (EU, Euratom) 2018/1046 of the European Parliament and of the Council of 18 July 2018 on the financial rules applicable to the general budget of the Union, amending Regulations (EU) No 1296/2013, (EU) No 1301/2013, (EU) No 1303/2013, (EU) No 1304/2013, (EU) No 1309/2013, (EU) No 1316/2013, (EU) No 223/2014, (EU) No 283/2014, and Decision No 541/2014/EU and repealing Regulation (EU, Euratom) No 966/2012 OJ L 193, 30.7.2018*

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	consisting of this Regulation, the Financial Regulation and the Common Provisions Regulation (EU) No X ³⁰ .	coherent framework consisting of this Regulation, the Financial Regulation and the Common Provisions Regulation (EU) No X [CPR] ¹⁸ . <i>In the event of conflicting provisions, this Regulation should take precedence over Regulation (EU) No X [CPR].</i> [AM25]	framework consisting of this Regulation, the Financial Regulation (EU, Euratom) 2018/1046 and the Common Provisions Regulation (EU) No X ³¹ .	
54.	(38) Regulation (EU) No X [CPR] establishes the framework for action by the European Regional Development Fund (ERDF), the European Social Fund Plus (ESF+), the Cohesion Fund, the European Maritime and Fisheries Fund (EMFF), the Asylum and Migration Fund (AMIF), Internal Security Fund (ISF) and the instrument for border management and visa (BMVI), as a part of the Integrated Border Management Fund (IBMF), and it lays down, in particular, the rules concerning programming, monitoring and evaluation, management and control for EU funds implemented	(38) Regulation (EU) No X [CPR] establishes the framework for action by the European Regional Development Fund (ERDF), the European Social Fund Plus (ESF+), the Cohesion Fund, the European Maritime and Fisheries Fund (EMFF), the Asylum and Migration and Integration Fund (AMIF), Internal Security Fund (ISF) and the instrument for border management and visa (BMVI), as a part of the Integrated Border Management Fund (IBMF), and it lays down, in	(38) Regulation (EU) No X [CPR] establishes the framework for action by the European Regional Development Fund (ERDF), the European Social Fund Plus (ESF+), the Cohesion Fund, the European Maritime and Fisheries Fund (EMFF), the Asylum, and Migration and Integration Fund (AMIF), Internal Security Fund (ISF) and the instrument for border management and visa (BMVI), as a part of the Integrated Border Management Fund (IBMF), and it lays down, in	Technical

³⁰ Full reference

³¹ Full reference

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	under shared management. Additionally it is necessary to specify the objectives of the Internal Security Fund in this Regulation, and to lay down specific provisions concerning the activities that may be financed with the support of this Fund.	particular, the rules concerning programming, monitoring and evaluation, management and control for EU funds implemented under shared management. Additionally it is necessary to specify the objectives of the Internal Security Fund in this Regulation and to lay down specific provisions concerning the activities that may be financed with the support of this Fund.[AM26]	particular, the rules concerning programming, monitoring and evaluation, management and control for EU funds implemented under shared management. Additionally it is necessary to specify the objectives of the Internal Security Fund in this Regulation, and to lay down specific provisions concerning the activities that may be financed with the support of this Fund.	
55.		<i>(38 a) To ensure that the Fund supports actions addressing all the specific objectives of the Fund, and that the allocation of resources among the objectives is proportionate to challenges and needs, so that the objectives can be met, a minimum percentage of allocation from the Fund should be defined for each specific objective of the Fund, both for the national programmes and the thematic facility. [AM27]</i>	<i>(38a) A pre-financing scheme for the Fund/instrument is set out in Regulation EU.../....[CPR] with a specific pre-financing rate set out in this Regulation. In addition, in order to ensure a prompt reaction to an emergency situation, it is appropriate to set up a specific pre-financing rate for emergency assistance. The pre-financing scheme should ensure that a Member State has the means to provide support to beneficiaries from the start of</i>	Technical. Linked to lines 169-173 and 202-206

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
			<i>the implementation of the programme.</i>	
56.	(39) The types of financing and the methods of implementation under this Regulation should be chosen on the basis of their ability to achieve the objectives of the actions and to deliver results, taking into account, in particular, the costs of control, the administrative burden, and then expected risk of non-compliance. This should include consideration of the use of lump sums, flat rates and unit costs, as well as financing not linked to costs as referred to in Article 125(1) of the Financial Regulation.	(39) The types of financing and the methods of implementation under this Regulation should be chosen on the basis of their ability to achieve the objectives of the actions and to deliver results, taking into account, in particular, the costs of control, the administrative burden, and then expected risk of non-compliance. This should include consideration of the use of lump sums, flat rates and unit costs, as well as financing not linked to costs as referred to in Article 125(1) of the Financial Regulation.	(39) The types of financing and the methods of implementation under this Regulation should be chosen on the basis of their ability to achieve the objectives of the actions and to deliver results, taking into account, in particular, the costs of control, the administrative burden, and then expected risk of non-compliance. This should include consideration of the use of lump sums, flat rates and unit costs, as well as financing not linked to costs as referred to in Article 125(1) of Regulation (EU, Euratom) 2018/1046 the Financial Regulation.	Technical.
57.	(40) In accordance with the Financial Regulation, Regulation (EU, Euratom) No 883/2013 of the European Parliament and of the Council ³² , Council Regulation	(40) In accordance with the Financial Regulation, Regulation (EU, Euratom) No 883/2013 of the European Parliament and of the Council ¹⁹ , Council Regulation	(40) In accordance with Regulation (EU, Euratom) 2018/1046 the Financial Regulation, Regulation (EU, Euratom) No 883/2013 of the European Parliament and of the	Technical. No Council mandate

³² Regulation (EU, Euratom) No 883/2013 of the European Parliament and of the Council of 11 September 2013 concerning investigations conducted by the European Anti-Fraud Office (OLAF) and repealing Regulation (EC) No 1073/1999 of the European Parliament and of the Council and Council Regulation (Euratom) No 1074/1999 (OJ L 248 18.9.2013, p. 1).

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	(Euratom, EC) No 2988/95 ³³ , Council Regulation (Euratom, EC) No 2185/96 ³⁴ and Council Regulation (EU) 2017/1939 ³⁵ , the financial interests of the Union are to be protected through proportionate measures, including the prevention, detection, correction and investigation of irregularities and fraud, the recovery of funds lost, wrongly paid or incorrectly used and, where appropriate, the imposition of administrative sanctions. In particular, in accordance with Regulation (EU, Euratom) No 883/2013 and Regulation (Euratom, EC) No 2185/96, the European Anti-Fraud Office (OLAF) may carry out administrative	(Euratom, EC) No 2988/95 ²⁰ , Council Regulation (Euratom, EC) No 2185/96 ²¹ and Council Regulation (EU) 2017/1939 ²² , the financial interests of the Union are to be protected through proportionate measures, including the prevention, detection, correction and investigation of irregularities and fraud, the recovery of funds lost, wrongly paid or incorrectly used and, where appropriate, the imposition of administrative and/or criminal sanctions. In particular, in accordance with Regulation (EU, Euratom) No	Council ³⁷ , Council Regulation (Euratom, EC) No 2988/95 ³⁸ , Council Regulation (Euratom, EC) No 2185/96 ³⁹ and Council Regulation (EU) 2017/1939 ⁴⁰ , the financial interests of the Union are to be protected through proportionate measures, including the prevention, detection, correction and investigation of irregularities including and fraud, the recovery of funds lost, wrongly paid or incorrectly used and, where appropriate, the imposition of administrative sanctions. In particular, in accordance with Regulation	

³³ Council Regulation (EC, Euratom) No 2988/95 of 18 December 1995 on the protection of the European Communities financial interests (OJ L 312, 23.12.95, p. 1).

³⁴ Council Regulation (Euratom, EC) No 2185/96 of 11 November 1996 concerning on-the-spot checks and inspections carried out by the Commission in order to protect the European Communities' financial interests against fraud and other irregularities (OJ L 292, 15.11.1996, p. 2).

³⁵ Council Regulation (EU) 2017/1939 of 12 October 2017 implementing enhanced cooperation on the establishment of the European Public Prosecutor's Office ('the EPPO') (OJ L 283, 31.10.2017, p. 1).

³⁷ Regulation (EU, Euratom) No 883/2013 of the European Parliament and of the Council of 11 September 2013 concerning investigations conducted by the European Anti-Fraud Office (OLAF) and repealing Regulation (EC) No 1073/1999 of the European Parliament and of the Council and Council Regulation (Euratom) No 1074/1999 (OJ L 248 18.9.2013, p. 1).

³⁸ Council Regulation (EC, Euratom) No 2988/95 of 18 December 1995 on the protection of the European Communities financial interests (OJ L 312, 23.12.95, p. 1).

³⁹ Council Regulation (Euratom, EC) No 2185/96 of 11 November 1996 concerning on-the-spot checks and inspections carried out by the Commission in order to protect the European Communities' financial interests against fraud and other irregularities (OJ L 292, 15.11.1996, p. 2).

⁴⁰ Council Regulation (EU) 2017/1939 of 12 October 2017 implementing enhanced cooperation on the establishment of the European Public Prosecutor's Office ('the EPPO') (OJ L 283, 31.10.2017, p. 1).

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	investigations, including on-the-spot checks and inspections, with a view to establishing whether there has been fraud, corruption or any other criminal offences affecting the financial interests of the Union. In accordance with Council Regulation (EU) 2017/1939, the European Public Prosecutor's Office may investigate and prosecute fraud and other illegal activities affecting the financial interests of the Union as provided for in Directive (EU) 2017/1371 of the European Parliament and of the Council ³⁶ . In accordance with the Financial Regulation, any person or entity receiving Union funds is to fully cooperate in the protection of the Union's financial interests to grant the necessary rights and access to the Commission, OLAF, the EPPO and the European Court of Auditors (ECA) and to ensure that any third parties involved in the implementation of Union funds grant equivalent rights.	883/2013 and Regulation (Euratom, EC) No 2185/96, the European Anti-Fraud Office (OLAF) may carry out administrative investigations, including on-the-spot checks and inspections, with a view to establishing whether there has been fraud, corruption or any other criminal offences affecting the financial interests of the Union. In accordance with Council Regulation (EU) 2017/1939, the European Public Prosecutor's Office may investigate and prosecute fraud and other illegal activities affecting the financial interests of the Union as provided for in Directive (EU) 2017/1371 of the European Parliament and of the Council ²³ . In accordance with the Financial Regulation, any person or entity receiving Union funds is to fully cooperate in the	(EU, Euratom) No 883/2013 and Regulation (Euratom, EC) No 2185/96, the European Anti-Fraud Office (OLAF) may carry out administrative investigations, including on-the-spot checks and inspections, with a view to establishing whether there has been fraud, corruption or any other criminal offences affecting the financial interests of the Union. In accordance with Council Regulation (EU) 2017/1939, the European Public Prosecutor's Office ("the EPPO") may investigate and prosecute offences against fraud and other illegal activities affecting the financial interests of the Union's financial interest as provided for in Directive (EU) 2017/1371 of the European Parliament and of the Council ⁴¹ . In accordance with Regulation (EU, Euratom) 2018/1046 the Financial Regulation, any	

³⁶ Directive (EU) 2017/1371 of the European Parliament and of the Council of 5 July 2017 on the fight against fraud to the Union's financial interests by means of criminal law (OJ L 198, 28.7.2017, p. 29).

⁴¹ Directive (EU) 2017/1371 of the European Parliament and of the Council of 5 July 2017 on the fight against fraud to the Union's financial interests by means of criminal law (OJ L 198, 28.7.2017, p. 29).

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		protection of the Union's financial interests to grant the necessary rights and access to the Commission, OLAF, the EPPO and the European Court of Auditors (ECA) and to ensure that any third parties involved in the implementation of Union funds grant equivalent rights. <i>Member States shall cooperate fully and provide all necessary assistance to Union institutions, agencies and bodies in the protection of the Union's financial interests. The results of investigations into irregularities or fraud in relation to the Fund should be made available to the European Parliament.</i> [AM28]	person or entity receiving Union funds is to fully cooperate in the protection of the Union's financial interests to grant the necessary rights and access to the Commission, OLAF, the EPPO, <i>in respect of those Member States participating in enhanced cooperation pursuant to Regulation (EU) 2017/1939,</i> and the European Court of Auditors (ECA) and to ensure that any third parties involved in the implementation of Union funds grant equivalent rights.	
58.	(41) Horizontal financial rules adopted by the European Parliament and the Council on the basis of Article 322 of the Treaty on the Functioning of the European Union apply to this Regulation. These rules are laid down in the Financial Regulation and determine in particular the procedure for establishing and	(41) Horizontal financial rules adopted by the European Parliament and the Council on the basis of Article 322 of the Treaty on the Functioning of the European Union apply to this Regulation. These rules are laid down in the Financial Regulation and determine in	(41) Horizontal financial rules adopted by the European Parliament and the Council on the basis of Article 322 of the Treaty on the Functioning of the European Union apply to this Regulation. These rules are laid down in the Financial Regulation and determine in	No Council mandate on RoL conditionality.

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	implementing the budget through grants, procurement, prizes, indirect implementation, and provide for checks on the responsibility of financial actors. Rules adopted on the basis of Article 322 TFEU also concern the protection of the Union's budget in case of generalised deficiencies as regards the rule of law in the Member States, as the respect for the rule of law is an essential precondition for sound financial management and effective EU funding.	particular the procedure for establishing and implementing the budget through grants, procurement, prizes, indirect implementation, and provide for checks on the responsibility of financial actors. Rules adopted on the basis of Article 322 TFEU also concern the protection of the Union's budget in case of generalised deficiencies as regards the rule of law in the Member States, as the respect for the rule of law is an essential precondition for sound financial management and effective EU funding.	particular the procedure for establishing and implementing the budget through grants, procurement, prizes, indirect implementation, and provide for checks on the responsibility of financial actors. [Rules adopted on the basis of Article 322 TFEU also concern the protection of the Union's budget in case of generalised deficiencies as regards the rule of law in the Member States, as the respect for the rule of law is an essential precondition for sound financial management and effective EU funding.]	
59.	(42) Pursuant to Article 94 of Council Decision 2013/755/EU ⁴² , persons and entities established in overseas countries and territories (OCTs) are eligible for funding subject to the rules and objectives of the Fund	(42) Pursuant to Article 94 of Council Decision 2013/755/EU ⁴³ , persons and entities established in overseas countries and territories (OCTs) are eligible for funding	(42) Pursuant to Article 94 of Council Decision 2013/755/EU ⁴⁴ , persons and entities established in overseas countries and territories (OCTs) are eligible for funding subject	

⁴² Council Decision 2013/755/EU of 25 November 2013 on the association of the overseas countries and territories with the European Union (Overseas Association Decision) (OJ L 344, 19.12.2013, p. 1).

⁴³ Council Decision 2013/755/EU of 25 November 2013 on the association of the overseas countries and territories with the European Union (Overseas Association Decision) (OJ L 344, 19.12.2013, p. 1).

⁴⁴ Council Decision 2013/755/EU of 25 November 2013 on the association of the overseas countries and territories with the European Union (Overseas Association Decision) (OJ L 344, 19.12.2013, p. 1).

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	and possible arrangements applicable to the Member State to which the relevant overseas country or territory is linked.	subject to the rules and objectives of the Fund and possible arrangements applicable to the Member State to which the relevant overseas country or territory is linked.	to the rules and objectives of the Fund and possible arrangements applicable to the Member State to which the relevant overseas country or territory is linked.	
60.	(43) Pursuant to Article 349 of the TFEU and in line with the Commission Communication "A stronger and renewed strategic partnership with the EU's outermost regions" ⁴⁵ , endorsed by the Council in its conclusion of 12 April 2018, relevant Member States should ensure that their programmes address the specific challenges the outermost regions face. The Fund supports these Member States with adequate resources to help these regions as appropriate.	(43) Pursuant to Article 349 of the TFEU and in line with the Commission Communication "A stronger and renewed strategic partnership with the EU's outermost regions"⁴⁶, endorsed by the Council in its conclusion of 12 April 2018, relevant Member States should ensure that their programmes address the specific challenges the outermost regions face. The Fund supports these Member States with adequate resources to help these regions as appropriate. [AM29]	(43) Pursuant to Article 349 of the TFEU and in line with the Commission Communication "A stronger and renewed strategic partnership with the EU's outermost regions" ⁴⁷ , endorsed by the Council in its conclusion of 12 April 2018, relevant Member States should ensure that their programmes address the specific challenges the outermost regions face. The Fund supports these Member States with adequate resources to help these regions as appropriate.	Technical.
61.	(44) Pursuant to paragraph 22 and 23 of the Interinstitutional Agreement for Better Law-Making of 13 April	(44) Pursuant to paragraph 22 and 23 of the Interinstitutional Agreement for Better Law-Making of 13	(44) Pursuant to paragraph 22 and 23 of the Interinstitutional Agreement for Better Law-	Technical.

⁴⁵ COM (2017)623 final.

⁴⁶ COM (2017)623 final.

⁴⁷ COM (2017)623 final.

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	2016 ⁴⁸ , there is a need to evaluate this Fund on the basis of information collected through specific monitoring requirements, while avoiding overregulation and administrative burden, in particular on Member States. These requirements, where appropriate, can include measurable indicators, as a basis for evaluating the effects of the Fund on the ground. In order to measure the achievements of the Fund, indicators and related targets should be established in relation to each specific objective of the Fund.	April 2016 ²⁶ , there is a need to evaluate this Fund on the basis of information collected through specific monitoring requirements, while avoiding overregulation and administrative burden, in particular on Member States. These requirements, where appropriate, can include measurable indicators, as a basis for evaluating the effects of the Fund on the ground. In order to measure the achievements of the Fund, indicators and related targets should be established in relation to each specific objective of the Fund. <i>Those indicators should include qualitative and quantitative indicators.</i> [AM30]	Making of 13 April 2016 ⁴⁹ , there is a need to evaluate this Fund on the basis of information collected through specific monitoring requirements, while avoiding overregulation and administrative burden, in particular on Member States. These requirements, where appropriate, can include measurable indicators, as a basis for evaluating the effects of the Fund on the ground. In order to measure the achievements of the Fund, indicators and related targets should be established in relation to each specific objective of the Fund.	
62.			<i>(44a) For the purpose of the implementation of the programmes with a view to achieving the objectives of the</i>	Linked to art. 27a (lines 320-321)

⁴⁸ Interinstitutional Agreement between the European Parliament, the Council of the European Union and the European Commission on Better Law-Making of 13 April 2016; OJ L 123, 12.5.2016, p. 1–14.

⁴⁹ Interinstitutional Agreement between the European Parliament, the Council of the European Union and the European Commission on Better Law-Making of 13 April 2016; OJ L 123, 12.5.2016, p. 1–14.

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
			<i>Fund, it is necessary to process certain personal data of participants in operations supported by the Fund. The personal data should be processed for the common indicators, for monitoring, evaluation, control and audit and, where applicable, for determining the eligibility of participants. The processing of personal data should be done in accordance with Regulation (EU) 2016/679 of the European Parliament and of the Council.⁵⁰</i>	
63.	(45) Reflecting the importance of tackling climate change in line with the Union's commitments to implement the Paris Agreement and the United Nations Sustainable Development Goals, this Fund will contribute to mainstream climate actions and to the achievement of an overall target of 25% of the EU budget expenditures supporting climate objectives. Relevant actions will be identified during the Fund's	(45) Reflecting the importance of tackling climate change in line with the Union's commitments to implement the Paris Agreement and the United Nations Sustainable Development Goals, this Fund will contribute to mainstream climate actions and to the achievement of an overall target of 25% of the EU budget expenditures supporting	(45) Reflecting the importance of tackling climate change in line with the Union's commitments to implement the Paris Agreement and the United Nations Sustainable Development Goals, this Fund will contribute to mainstream climate actions and to the achievement of an overall target of 30% of the EU budget expenditures supporting climate	Technical. Council has no mandate on climate funding

50

Regulation (EU) 2016/679 of the European Parliament and of the Council of 27 April 2016 on the protection of natural persons with regard to the processing of personal data and on the free movement of such data, and repealing Directive 95/46/EC (OJ L 119, 4.5.2016, p. 1).

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	preparation and implementation, and reassessed in the context of the relevant evaluations and review processes.	climate objectives <i>over the MFF 2021-2027 period and an annual target of 30 % as soon as possible and at the latest by 2027.</i> Relevant actions will be identified during the Fund's preparation and implementation, and reassessed in the context of the relevant evaluations and review processes. [AM31]	objectives. Relevant actions will be identified during the Fund's preparation and implementation, and reassessed in the context of the relevant evaluations and review processes.	
64.	(46) Through these indicators and financial reporting, the Commission and the Member States should monitor the implementation of the Fund in accordance with the relevant provisions of Regulation (EU) No X [CPR] and this Regulation.	(46) Through these indicators and financial reporting, the Commission and the Member States should monitor the implementation of the Fund in accordance with the relevant provisions of Regulation (EU) No X [CPR] and this Regulation. <i>To adequately fulfil its supervisory role, the Commission should be in a position to establish the amounts actually spent from the Fund in a given year. When reporting the annual accounts of their national programme to the Commission, Member States</i>	(46) Through these indicators and financial reporting, the Commission and the Member States should monitor the implementation of the Fund in accordance with the relevant provisions of Regulation (EU) No X [CPR] and this Regulation.	Technical, linked to line 306 (art. 26)

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		<i>should therefore distinguish between recoveries, pre-financing payments to final beneficiaries and reimbursement of expenditure that was actually incurred. To facilitate the audit and the monitoring of the implementation of the Fund, the Commission should include those amounts in its annual implementation report for the Fund. The Commission should present a summary of the accepted annual performance reports to the European Parliament and the Council every year. Upon request, the Commission should make the full text of the annual performance reports available to the European Parliament and the Council.</i> [AM32]		
64a			<i>(46a) Regulation (EU) No 514/2014 or any act applicable to the 2014–2020 programming period should continue to apply to programmes and projects supported by the Fund</i>	

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
			<i>under the 2014–2020 programming period. Since the implementation period of Regulation (EU) No 514/2014 extends over to the programming period covered by this Regulation and in order to ensure continuity of implementation of certain projects approved by that Regulation, phasing provisions should be established. Each individual phase of the phased project should be implemented in accordance with the rules of the programming period under which it receives funding.</i>	
65.	(47) In order to supplement and amend non-essential elements in this Regulation, the power to adopt acts in accordance with Article 290 TFEU should be delegated to the Commission in respect of the list of actions eligible for higher co-financing as listed in Annex IV, operating support and in order to further develop the monitoring and evaluation framework. It is of particular importance that the Commission carry out appropriate consultations during	(47) In order to supplement and amend non-essential elements in this Regulation, the power to adopt acts in accordance with Article 290 TFEU should be delegated to the Commission in respect of <i>work programmes for the thematic facility</i> , the list of actions eligible for higher co-financing as listed in Annex IV, operating support and in order to further develop the	(47) In order to supplement and amend non-essential elements in this Regulation, the power to adopt acts in accordance with Article 290 TFEU should be delegated to the Commission in respect of the list of actions eligible for higher co-financing as listed in Annex IV, operating support and in order to further develop the monitoring and evaluation framework. It is of particular	

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	its preparatory work, including at expert level and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement on Better Law Making of 13 April 2016.	monitoring and evaluation framework. It is of particular importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement on Better Law Making of 13 April 2016. [AM33]	importance that the Commission carry out appropriate consultations during its preparatory work, including at expert level and that those consultations be conducted in accordance with the principles laid down in the Interinstitutional Agreement on Better Law Making of 13 April 2016.	
66.	(48) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers should be conferred to the Commission. These powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers ⁵¹ . The examination procedure should be used for implementing acts that lay	(48) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers should be conferred to the Commission. These powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the	(48) In order to ensure uniform conditions for the implementation of this Regulation, implementing powers should be conferred to the Commission. These powers should be exercised in accordance with Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the	Technical. Horizontal. Linked to discussion on line 176.

⁵¹

OJ L 55, 28.2.2011, p. 13.

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	down common obligations on Member States, in particular on the provision of information to the Commission, and the advisory procedure should be used for the adoption of implementing acts relating to the modalities of providing information to the Commission in the framework of programming and reporting, given their purely technical nature.	Commission's exercise of implementing powers ²⁷ . The examination procedure should be used for implementing acts that lay down common obligations on Member States, in particular on the provision of information to the Commission, and the advisory procedure should be used for the adoption of implementing acts relating to the modalities of providing information to the Commission in the framework of programming and reporting, given their purely technical nature. [AM34]	Commission's exercise of implementing powers ⁵² . The examination procedure should be used for implementing acts that lay down common obligations on Member States, in particular on the provision of information to the Commission; and the advisory procedure should be used for the adoption of implementing acts relating to the modalities of providing information to the Commission in the framework of programming and reporting, given their purely technical nature.	
67.	(49) In accordance with Articles 1 and 2 of Protocol No 22 on the position of Denmark, annexed to the TEU and to the TFEU, Denmark is not taking part in the adoption of this Regulation and is not bound by it or subject to its application.	(49) In accordance with Articles 1 and 2 of Protocol No 22 on the position of Denmark, annexed to the TEU and to the TFEU, Denmark is not taking part in the adoption of this Regulation and is not bound by it or subject to its application.	(49) In accordance with Articles 1 and 2 of Protocol No 22 on the position of Denmark, annexed to the TEU and to the TFEU, Denmark is not taking part in the adoption of this Regulation and is not bound by it or subject to its application.	
68.	(50) In accordance with Article 3 of Protocol No 21 on the position of the	(50) In accordance with Article 3 of Protocol No 21 on	(50) In accordance with Article 3 of Protocol No 21 on	

⁵² OJ L 55, 28.2.2011, p. 13.

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	United Kingdom and Ireland in respect of the area of freedom, security and justice, annexed to the TEU and to the TFEU, and without prejudice to Article 4 of that Protocol, Ireland [is not taking part in the adoption of this Regulation and is not bound by it or subject to its application / has notified its wish to take part in the adoption and application of this Regulation].	the position of the United Kingdom and Ireland in respect of the area of freedom, security and justice, annexed to the TEU and to the TFEU, and without prejudice to Article 4 of that Protocol, Ireland [is not taking part in the adoption of this Regulation and is not bound by it or subject to its application / has notified its wish to take part in the adoption and application of this Regulation].	the position of the United Kingdom and Ireland in respect of the area of freedom, security and justice, annexed to the <i>Treaty on European Union</i> and to the <i>Treaty on the Functioning of the European Union</i> , and without prejudice to Article 4 of that Protocol, Ireland [is not taking part in the adoption of this Regulation and is not bound by it or subject to its application / has notified its wish to take part in the adoption and application of this Regulation].	
69.			<i>[(50a) In accordance with Articles 1 and 2 of Protocol No 21 on the position of the United Kingdom and Ireland in respect of the area of freedom, security and justice, annexed to the Treaty on European Union and to the Treaty on the Functioning of the European Union, and without prejudice to Article 4 of that Protocol, the United Kingdom is not taking part in the adoption of this</i>	

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
			<i>Regulation and is not bound by it or subject to its application.]</i>	
70.	(51) It is appropriate to align the period of application of this Regulation with that of Council Regulation (EU, Euratom) No X laying down the multiannual financial framework ⁵³ ,	(51) It is appropriate to align the period of application of this Regulation with that of Council Regulation (EU, Euratom) No X laying down the multiannual financial framework ⁵⁴ ,	(51) It is appropriate to align the period of application of this Regulation with that of Council Regulation (EU, Euratom) No X laying down the multiannual financial framework ⁵⁵ ,	
71.	HAVE ADOPTED THIS REGULATION:	HAVE ADOPTED THIS REGULATION:	HAVE ADOPTED THIS REGULATION:	
72.	CHAPTER I GENERAL PROVISIONS	CHAPTER I GENERAL PROVISIONS	CHAPTER I GENERAL PROVISIONS	
73.	<i>Article 1</i> Subject matter	<i>Article 1</i> Subject matter	<i>Article 1</i> Subject matter	Identical - Provisionally agreed
74.	1. This Regulation establishes the Internal Security Fund ('the Fund').	1. This Regulation establishes the Internal Security Fund ('the Fund') <i>for the period from 1 January 2021 to 31 December 2027.</i> [AM35]	1. This Regulation establishes the Internal Security Fund ('the Fund') <i>for the period from 1 January 2021 to 31 December 2027.</i>	T, H TM 16/10: At this stage Council has no mandate to negotiate on the length of the MFF period. Linked to line 75.
75.	2. It lays down the objectives of the Fund, the budget for the period 2021-2027, the forms of Union	2. It <i>This Regulation</i> lays down:[AM36]	2. It lays down the objectives of the Fund, the budget for the period 2021-	T, H

⁵³ Council Regulation (EU, Euratom) No XXX.

⁵⁴ Council Regulation (EU, Euratom) No XXX.

⁵⁵ Council Regulation (EU, Euratom) No XXX.

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	funding and the rules providing for such funding.		2027, the forms of Union funding and the rules providing for such funding.	Council: lines 75-79 - the approach should remain the same in all three files.
76.		a) the objectives of the Fund;[AM36]		Council: T, H TM 13.10.20 Provisionally agreed “ the <i>policy objective</i> of the Fund”
77.		b) <i>the specific objectives of the Fund and measures to implement those specific objectives</i> ;[AM36]		Council: T, H EP: Technical TM 13.10.20 Provisionally agreed - EP AM
78.		c) the budget for the period 2021-2027; [AM36]		Council: T, H EP: T
79.		d) the forms of Union funding and the rules <i>for</i> providing such funding. [AM36]		Council: T, H EP: T (linguistic) Provisionally agreed
80.	<i>Article 2</i> Definitions	<i>Article 2</i> Definitions	<i>Article 2</i> Definitions	Identical - provisionally agreed
81.	For the purposes of this Regulation, the following definitions shall apply:	For the purposes of this Regulation, the following definitions shall apply:	For the purposes of this Regulation, the following definitions shall apply:	Identical - provisionally agreed
82.	(a) 'blending operation' means actions supported by the Union budget, including within blending	(a) 'blending operation' means actions supported by the Union budget, including within	(a) 'blending operation' means actions supported by the Union budget, including within	Council: T, H EP: T, H

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	facilities pursuant to Article 2(6) of the Financial Regulation, combining non-repayable forms of support and/or financial instruments from the Union budget with repayable forms of support from development or other public finance institutions, as well as from commercial finance institutions and investors;	blending facilities pursuant to Article 2(6) of the Financial Regulation, combining non-repayable forms of support and/or financial instruments from the Union budget with repayable forms of support from development or other public finance institutions, as well as from commercial finance institutions and investors;	blending facilities pursuant to Article 2(6) of <i>Regulation (EU, Euratom) 2018/1046 of the European Parliament and of the Council</i> the Financial Regulation, combining non-repayable forms of support and/or financial instruments from the Union budget with repayable forms of support from development or other public finance institutions, as well as from commercial finance institutions and investors;	TM 04.02.20: Text provisionally agreed by Council and EP: (a) 'blending operation' means actions supported by the Union budget, including within blending facilities pursuant to as defined in point 6 of Article 2(6) of <i>Regulation (EU, Euratom) 2018/1046 of the European Parliament and of the Council</i> the Financial Regulation, combining non-repayable forms of support and/or financial instruments from the Union budget with repayable forms of support from development or other public finance institutions, as well as from commercial finance institutions and investors; COM objects as this provision should be treated horizontally with AMF and BMVI
83.	(b) 'crime prevention' means all measures that are intended to reduce or otherwise contribute to reducing crime and citizens' feeling of insecurity, as referred to in	(b) 'crime prevention' means all measures that are intended to reduce or otherwise contribute to reducing crime and citizens' feeling of insecurity, as referred to in	(b) 'crime prevention' means all measures that are intended to reduce or otherwise contribute to reducing crime and citizens' feeling of insecurity, as referred to in Article 2(2) of	Identical - Provisionally agreed

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	Article 2(2) of Council Decision 2009/902/JHA ⁵⁶ ;	Article 2(2) of Council Decision 2009/902/JHA ⁵⁷ ;	Council Decision 2009/902/JHA ⁵⁸ ;	
84.	(c) ‘critical infrastructure’ means an asset, network, system or part thereof which is essential for the maintenance of vital societal functions, health, safety, security, economic or social well-being of people, and the disruption, breach or destruction of which would have a significant impact in a Member State or in the Union as a result of the failure to maintain those functions;	(c) ‘critical infrastructure’ means an asset, network, system or part thereof which is essential for the maintenance of vital societal functions, health, safety, security, economic or social well-being of people, and the disruption, breach or destruction of which would have a significant impact in a Member State or in the Union as a result of the failure to maintain those functions;	(c) ‘critical infrastructure’ means an asset, network, system or part thereof which is essential for the maintenance of vital societal functions, health, safety, security, economic or social well-being of people, and the disruption, breach or destruction of which would have a significant impact in a Member State or in the Union as a result of the failure to maintain those functions;	Identical - Provisionally agreed
85.	(d) ‘cybercrime’ means cyber-dependent crimes, that is to say crimes that can be committed only through the use of information and communications technology (ICT) devices and systems, where the devices and systems are either tools for committing the crime or the	(d) ‘cybercrime’ means cyber-dependent crimes, that is to say crimes that can be committed only through the use of information and communications technology (ICT) devices and systems, where the devices and systems	(d) ‘cybercrime’ means cyber-dependent crimes, that is to say crimes that can be committed only through the use of information and communications technology (ICT) devices and systems, where the devices and systems	T EP: Link with new recital 5a (line 14). Provisionally agreed

⁵⁶ Council Decision 2009/902/JHA of 30 November 2009 setting up a European Crime Prevention Network (EUCPN) and repealing Decision 2001/427/JHA (OJ L 321, 8.12.2009, p. 44).

⁵⁷ Council Decision 2009/902/JHA of 30 November 2009 setting up a European Crime Prevention Network (EUCPN) and repealing Decision 2001/427/JHA (OJ L 321, 8.12.2009, p. 44).

⁵⁸ Council Decision 2009/902/JHA of 30 November 2009 setting up a European Crime Prevention Network (EUCPN) and repealing Decision 2001/427/JHA (OJ L 321, 8.12.2009, p. 44).

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	primary targets of the crime; and cyber-enabled crimes, that is to say traditional crimes, such as child sexual exploitation, which can be increased in scale or reach by the use of computers, computer networks or other forms of ICT;	are either tools for committing the crime or the primary targets of the crime; and cyber-enabled crimes, that is to say traditional crimes, such as child sexual exploitation , which can be increased in scale or reach by the use of computers, computer networks or other forms of ICT; [AM37]	are either tools for committing the crime or the primary targets of the crime; and cyber-enabled crimes, that is to say traditional crimes, such as child sexual exploitation, which can be increased in scale or reach by the use of computers, computer networks or other forms of ICT;	“...traditional crimes, such as child sexual exploitation, which...”
86.	(e) ‘EMPACT actions’ means actions undertaken in the framework of the European multidisciplinary platform against criminal threats (EMPACT) ⁵⁹ . EMPACT is a structured multidisciplinary cooperation platform of the relevant Member States, Union institutions and agencies, as well as third countries, international organisations and other public and private partners to address prioritised threats of organised and serious international crime under the EU Policy Cycle;	(e) ‘EMPACT actions’ means actions undertaken in the framework of the European multidisciplinary platform against criminal threats (EMPACT) ⁶⁰ . EMPACT is a structured multidisciplinary cooperation platform of the relevant Member States, Union institutions and agencies, as well as third countries, international organisations and other public and private partners to address prioritised threats of organised and serious international crime under the EU Policy Cycle;	(e) ‘ EMPACT <i>EU policy cycle operational</i> actions’ means actions undertaken in the framework of the <i>EU Policy Cycle for organised and serious international crime, an intelligence-led and multidisciplinary initiative. Its aim is to fight the most important serious and organised crime threats to the Union by encouraging cooperation between the Member States, the Union institutions, the agencies and where relevant third countries and organisations</i> European multidisciplinary platform	T TM 04.02.20: CION compromise drafting merging lines 86+87 provisionally agreed: (e) ‘EU policy cycle operational actions’ means actions undertaken in the framework of the EU Policy Cycle for organised and serious international crime, an intelligence-led and multidisciplinary initiative. Its aim is to fight the most important serious and organised crime threats to the Union by encouraging cooperation between the Member States, the Union institutions, the and agencies

⁵⁹ Conclusions of the Council of Justice and Home Affairs Ministers, 8 and 9 November 2010.

⁶⁰ Conclusions of the Council of Justice and Home Affairs Ministers, 8 and 9 November 2010.

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
			against criminal threats (EMPACT) ⁶⁴ . EMPACT is a structured multidisciplinary cooperation platform of the relevant Member States, Union institutions and agencies, as well as third countries, international organisations and other public and private partners to address prioritised threats of organised and serious international crime under the EU Policy Cycle;	and where relevant third countries and international organisations. COM proposal 02.10.20 on additional sentence: This action is undertaken through a structured multidisciplinary cooperation platform, EMPACT (European multidisciplinary platform against criminal threats), OK for Council
87.	(f) 'EU Policy Cycle' refers to an intelligence-led and multidisciplinary initiative with the aim to fight the most important serious and organised crime threats to the Union by encouraging cooperation between the Member States, the Union institutions, the agencies and where relevant third countries and organisations;	(f) 'EU Policy Cycle' refers to an intelligence-led and multidisciplinary initiative with the aim to fight the most important serious and organised crime threats to the Union by encouraging cooperation between the Member States, the Union institutions, the Union Justice and Home Affairs agencies and where relevant third countries and specific international organisations; [AM38]	(f) 'EU Policy Cycle' refers to the EU Policy Cycle for organised and serious international crime, an intelligence led and multidisciplinary initiative with the aim to fight the most important serious and organised crime threats to the Union by encouraging cooperation between the Member States, the Union institutions, the agencies and where relevant third countries and organisations;	T, see above TM 04.02.20: provisionally agreed [...]

⁶⁴ — Conclusions of the Council of Justice and Home Affairs Ministers, 8 and 9 November 2010.

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
88.	(g) ‘exchange of and access to information’ means the secure collection, storage, processing, analysis and exchange of information relevant to the authorities referred to in Article 87 TFEU as well as to Europol in relation to the prevention, detection, investigation, and prosecution of criminal offences, in particular cross-border organised crime;	(g) ‘exchange of and access to information’ means the secure collection, storage, processing, analysis and exchange of information relevant to the authorities referred to in Article 87 TFEU as well as to Europol, <i>Eurojust and the European Public Prosecutor’s Office</i> in relation to the prevention, detection, investigation, and prosecution of criminal offences, in particular <i>terrorism and cybercrime, as well as</i> cross-border <i>serious and</i> organised crime, <i>processed in compliance with applicable Union data protection rules</i> ; [AM39]	(g) ‘exchange of and access to information’ means the secure collection, storage, processing, analysis and exchange of information relevant to the authorities referred to in Article 87 <i>of the Treaty on the Functioning of the European Union (TFEU)</i> as well as to Europol in relation to the prevention, detection, investigation, and prosecution of criminal offences, in particular cross-border organised crime <i>and terrorism</i> ;	Council: T, maybe P EP: T TM 13.10.20 Provisionally agreed - COM compromise drafting of 02.09.20 g) ‘exchange of and access to information’ means the secure collection, storage, processing, analysis, access to and exchange transfer of information relevant to the authorities referred to in Article 87 of the Treaty of the Functioning of the European Union (TFEU) as well as to Europol and other relevant Union agencies in relation to the prevention, detection, investigation, and prosecution of criminal offences, in particular cross-border, serious and organised crime and terrorism ;
89.	(h) ‘judicial cooperation’ means judicial cooperation in criminal matters;	(h) — ‘judicial cooperation’ means judicial cooperation in criminal matters; [AM40]	(h) ‘judicial cooperation’ means judicial cooperation in criminal matters;	T Provisionally agreed (deletion of definition + addition of “in criminal matters” in recitals)

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
90.	(i) ‘LETS’ means the European Law Enforcement Training Scheme, aimed at equipping law enforcement officers with the knowledge and skills they need to prevent and combat cross-border crime effectively through efficient cooperation, as outlined in the Commission Communication of 27 March 2013 on establishing a European LETS ⁶² and further referred to in the CEPOL Regulation ⁶³ ;	(i) ‘LETS’ means the European Law Enforcement Training Scheme, aimed at equipping law enforcement officers with the knowledge and skills they need to prevent and combat <i>organised and serious</i> cross-border crime <i>and terrorism</i> effectively through efficient cooperation, as outlined in the Commission Communication of 27 March 2013 on establishing a European LETS ³¹ and further referred to in the CEPOL Regulation ³² ; [AM41]	(i) ‘LETS’ means the European Law Enforcement Training Scheme, aimed at equipping law enforcement officers with the knowledge and skills they need to prevent and combat cross-border crime effectively through efficient cooperation, as outlined in the Commission Communication of 27 March 2013 on establishing a European LETS⁶⁴ and further referred to in the CEPOL Regulation⁶⁵;	T Provisionally agreed TM 10.07.20 Self-standing definition to be deleted and “organised and serious cross-border crime and terrorism” and “LETS” to be added in line 15 (recital 6)
91.	(j) ‘organised crime’ means punishable conduct relating to participation in a criminal organisation, as defined in Council Framework Decision 2008/841/JHA ⁶⁶ ;	(j) ‘organised crime’ means punishable conduct relating to participation in a criminal organisation, as defined in Council Framework Decision 2008/841/JHA ⁶⁷ ;	(j) ‘organised crime’ means punishable conduct relating to participation in a criminal organisation, as defined in Council Framework Decision 2008/841/JHA ⁶⁸ ;	Identical - provisionally agreed

⁶² COM(2013) 172 establishing a European Law Enforcement Training Scheme (LETS).

⁶³ Regulation (EU) 2015/2219 of 25 November 2015 on the European Union Agency for Law Enforcement Training (CEPOL).

⁶⁴ ~~COM(2013) 172 establishing a European Law Enforcement Training Scheme (LETS).~~

⁶⁵ ~~Regulation (EU) 2015/2219 of 25 November 2015 on the European Union Agency for Law Enforcement Training (CEPOL).~~

⁶⁶ Council Framework Decision 2008/841/JHA of 24 October 2008 on the fight against organised crime (OJ L 300, 11.11.2008, p. 42).

⁶⁷ Council Framework Decision 2008/841/JHA of 24 October 2008 on the fight against organised crime (OJ L 300, 11.11.2008, p. 42).

⁶⁸ Council Framework Decision 2008/841/JHA of 24 October 2008 on the fight against organised crime (OJ L 300, 11.11.2008, p. 42).

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
92.	(k) ‘preparedness’ means any measure aimed at preventing or reducing risks linked to possible terrorist attacks or other security-related incidents;	(k) ‘preparedness’ means any measure specific measures aimed at preventing or reducing risks linked to possible terrorist attacks or other security-related incidents; [AM42]	(k) ‘preparedness’ means any measure aimed at preventing or reducing risks linked to possible terrorist attacks or other security-related incidents;	TM 04.02.20 Provisionally agreed (k) ‘preparedness’ means any measure action specifically aimed at preventing or reducing risks linked to possible terrorist attacks or other security-related incidents;
93.	(l) ‘Schengen evaluation and monitoring mechanism’ means the verification of the correct application of the Schengen <i>acquis</i> as laid down in Regulation (EU) No 1053/2013, including in the area of police cooperation;	(l) ‘Schengen evaluation and monitoring mechanism’ means the verification of the correct application of the Schengen <i>acquis</i> as laid down in Regulation (EU) No 1053/2013, including in the area of police cooperation;	(l) ‘Schengen evaluation and monitoring mechanism’ means the verification of the correct application of the Schengen <i>acquis</i> as laid down in Council Regulation (EU) No 1053/2013 ⁶⁹ , including in the area of police cooperation;	Council wording provisionally agreed
94.	(m) ‘tackling corruption’ covers all areas outlined in the United Nations Convention against corruption, including prevention, criminalisation and law enforcement measures, international cooperation, asset recovery, technical assistance and information exchange;	(m) ‘tackling corruption’ covers all areas outlined in the United Nations Convention against corruption, including prevention, criminalisation and law enforcement measures, international cooperation, asset recovery, technical assistance and information exchange;	(m) ‘tackling corruption’ covers all areas outlined in the United Nations Convention against corruption, including prevention, criminalisation and law enforcement measures, international cooperation, asset recovery, technical assistance and information exchange;	Identical - provisionally agreed

⁶⁹ *Council Regulation (EU) No 1053/2013 of 7 October 2013 establishing an evaluation and monitoring mechanism to verify the application of the Schengen acquis and repealing the Decision of the Executive Committee of 16 September 1998 setting up a Standing Committee on the evaluation and implementation of Schengen (OJ L 295, 6.11.2013, p. 27).*

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
95.	(n) 'terrorism' means any of the intentional acts and offences as defined in Directive (EU) 2017/541 of the European Parliament and of the Council on combating terrorism ⁷⁰ .	(n) 'terrorism' means any of the intentional acts and offences as defined in Directive (EU) 2017/541 of the European Parliament and of the Council on combating terrorism ⁷¹ .	(n) 'terrorism' means any of the intentional acts and offences as defined in Directive (EU) 2017/541 of the European Parliament and of the Council on combating terrorism ⁷² .	Council wording provisionally agreed T
96.		(o) 'emergency situation' means a[ny] security-related incident, or newly emerging threat or newly detected vulnerability [within the scope of this Regulation]which has or may have a significant adverse impact on the security of people, public spaces or critical infrastructure in one or more Member States.	(o) 'emergency situation' means any security-related incident or newly emerging threat which has or may have a significant adverse impact on the security of people in one or more Member States.	T, H TM 04.02.20: self-standing definition and CION compromise drafting provisionally agreed Moved from article 22 (see line 271). CION compromise drafting: (o) 'emergency situation' means any security-related incident, or newly emerging threat or newly detected vulnerability within the scope of this Regulation , which has or may have a significant adverse impact on the security of people, public spaces or

⁷⁰ Directive (EU) 2017/741 on combating terrorism and replacing Council Framework Decision 2002/475/JHA and amending Council Decision 2005/671/JHA (OJ L 88, 31.3.2017, p. 6).

⁷¹ Directive (EU) 2017/741 on combating terrorism and replacing Council Framework Decision 2002/475/JHA and amending Council Decision 2005/671/JHA (OJ L 88, 31.3.2017, p. 6).

⁷² Directive (EU) 2017/741 on combating terrorism and replacing Council Framework Decision 2002/475/JHA and amending Council Decision 2005/671/JHA (OJ L 88, 31.3.2017, p. 6).

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				critical infrastructure in one or more Member States.
97.			<i>(p) 'Flash money' is genuine cash which is shown during a criminal investigation as proof of liquidity and solvency to the suspects or other persons who have information about availability or delivery or who act as intermediaries, in order to carry out a fictitious purchase aimed at arresting suspects, identifying illegal production sites or otherwise dismantling an organised crime group.</i>	Provisionally agreed (CNS AM) T Moved from article 4(3)(f) (line 138).
1.				TM 04.02.20: Wording provisionally agreed: 'radicalisation' refers to means radicalisation leading to violent extremism and terrorism, meaning that is a phased and complex process in which an individual or a group of individuals embraces a radical ideology or belief that accepts, uses or condones violence, including acts of

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				terrorism, to reach a specific political, <i>religious</i> or ideological purpose <i>goal</i> .
1.				Provisionally agreed TM 10.07.20 No definition of “prevention of radicalisation”
98.	<i>Article 3</i> Objectives of the Fund	<i>Article 3</i> Objectives of the Fund	<i>Article 3</i> Objectives of the Fund	Identical - provisionally agreed
99.	1. The policy objective of the Fund shall be to contribute to ensuring a high level of security in the Union, in particular by tackling terrorism and radicalisation, serious and organised crime and cybercrime and by assisting and protecting victims of crime.	1. The policy objective of the Fund shall be to contribute to ensuring a high level of security in the Union, <i>inter alia through increased cooperation</i> , in particular by tackling <i>preventing and combating</i> terrorism and <i>violent extremism, including</i> radicalisation, serious and organised crime, and cybercrime, <i>as well as</i> and by assisting and protecting victims of crime. <i>The Fund shall also support</i>	1. The policy objective of the Fund shall be to contribute to ensuring a high level of security in the Union in particular by <i>preventing and</i> tackling terrorism and radicalisation, serious and organised crime and cybercrime, <i>by managing effectively security-related risks and crises</i> , and by assisting and protecting victims of crime.	T → P TM 13.10.20 Provisionally agreed - COM compromise drafting of 02.09.20 The policy objective of the Fund shall be to contribute to ensuring a high level of security in the Union, in particular by <i>preventing and combating</i> and tackling terrorism and radicalisation, serious and organised crime, and cybercrime, and by assisting and protecting victims of

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		<i>preparedness for and management of security-related incidents.</i> [AM43]		crime as well as by preparing for, protecting against and effectively managing security related incidents, risks and crises within the scope of this Regulation.
100.	2. Within the policy objective set out in paragraph 1, the Fund shall contribute to the following specific objectives:	2. Within the policy objective set out in paragraph 1, the Fund shall contribute to the following specific objectives:	2. Within the policy objective set out in paragraph 1, the Fund shall contribute to the following specific objectives:	Identical - Provisionally agreed
101.	(a) to increase the exchange of information among and within the Union law enforcement and other competent authorities and other relevant Union bodies as well as with third countries and international organisations;	(a) to increase improve and facilitate the exchange of relevant and accurate information among and within the Union law enforcement and judicial authorities of the Member States , other competent authorities of the Member States and other relevant Union bodies, in particular Europol and Eurojust, and, where relevant, as well as with third countries and international organisations; [AM44]	(a) to increase enhance the exchange of information among and within the Union law enforcement and other competent authorities and other relevant Union bodies as well as with third countries and international organisations and to enhance the related capacities of the Member States;	Nb: to be adjusted to definition of “competent authorities” (deletion of “law enforcement and other”) TM 31.08.20 Provisionally agreed CNS can accept EP proposal of 30.04: (a) to increase improve and facilitate the exchange of information among and within the Union law enforcement, judicial and other competent authorities of the Member States and other relevant Union bodies as well as and, where

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				<i>relevant</i> , with third countries and international organisations in order to enhance the related capacities of the Member States ;
102.	(b) to intensify cross-border joint operations among and within the Union law enforcement and other competent authorities in relation to serious and organised crime with a cross-border dimension; and	(b) to <i>improve and intensify cross-border coordination and cooperation, including relevant</i> joint operations among and within the Union <i>Member States</i> ’ law enforcement and other competent authorities in relation to <i>terrorism, and</i> serious and organised crime with a cross-border dimension; and [AM45]	(b) to intensify cross-border joint operations among and within the Union law enforcement and other competent authorities in relation to <i>all forms of crime, in particular to terrorism and</i> serious and organised crime with a cross-border dimension; and	T → P TM 13.10.20 Provisionally agreed - COM compromise drafting of 02.09.20 - to be adjusted to definition of “competent authorities” (deletion of “law enforcement and other”) COM compromise drafting 02.09.20: (b) to improve and intensify cross-border cooperation, including joint operations among and within Member States’ the Union law enforcement and other competent authorities in relation to <i>all forms of crime, in particular to terrorism and</i> serious and organised crime with a cross-border dimension; and
103.	(c) to support effort at strengthening the capabilities in relation to combatting and preventing	(c) to support effort at the <i>necessary</i> strengthening <i>of the capabilities of the Member</i>	(c) to support effort at strengthening the capabilities in relation to combatting and	T → P TM 13.10.20

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	crime including terrorism in particular through increased cooperation between public authorities, civil society and private partners across the Member States.	<i>States</i> in relation to combatting and preventing crime, including terrorism, cybercrime and violent extremism, including radicalisation , in particular through increased cooperation between public authorities, the relevant Union agencies , civil society and private partners actors, within and across the Member States, and civilian crisis management following a security-related incident ; [AM46]	preventing crime including and terrorism including in particular through increased cooperation between public authorities, and all the relevant actors including civil society and private partners across the Member States.	Provisionally agreed - COM compromise drafting of 02.09.20 (c) to support the necessary effort at strengthening of the Member States' capabilities of in relation to preventing and combating crime, including terrorism, and radicalisation as well as managing security-related incidents, risks and crises, including in particular through increased cooperation between public authorities, the relevant Union agencies, actors including civil society and private partners across the Member States. On common intelligence culture – see line 104
104.		<i>(c a) to develop a common intelligence culture by supporting contacts and mutual trust, understanding and learning, the dissemination of know-how and best practices among the</i>		Council: P EP: P Trilogue 08/09/20 COM proposal to define “competent authorities in art. 2: (x) ‘Competent

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		<i>intelligence services of the Member States and with Europol, notably through joint training and the exchange of experts. [AM47]</i>		authorities' means all Member States' authorities responsible for the prevention, detection and investigation of criminal offences, as referred to in Article 87 of the TFEU such as police, customs and other specialised law enforcement services EP agrees to COM proposal for a definition (replacing "such as" with "including" in line with Treaty language) and to drop its AM 47 and the references to intelligence services in line 45. CSL: agrees on the way forward (definition + recital); drafting to be discussed at technical level Recital proposed by EP: The cross-border nature of serious crime and terrorism requires a coordinated response and cooperation within and between Member States and with competent Union bodies. Law enforcement authorities and the intelligence community both hold valuable information to effectively fight serious and organised crime and terrorism and to allow for a better

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				understanding of their cross-border nature. To accelerate information exchange and to improve the quality of information shared it is crucial to build mutual trust. To this end, existing structures such as the Counter Terrorism Group (CTG) should be reinforced and new approaches to cooperation and information exchange between intelligence services explored. The Fund should support competent authorities of Member States responsible for the prevention, detection and investigation of criminal offences as referred to in Article 87 TFEU insofar as their activities are covered by the scope. It should be ensured that all funded activities fully preserve the necessary separation between law enforcement and intelligence work and the required principles of information ownership. COM compr. drafting (28.09.2020) “The cross-border nature of serious and organised crime and terrorism requires a coordinated response and cooperation within and between Member States and with competent Union bodies. Law enforcement

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				authorities and the intelligence community both hold valuable information to effectively fight serious and organised crime and terrorism and to allow for a better understanding of their cross-border nature. To accelerate information exchange and to improve the quality of information shared it is crucial to build mutual trust. To this end, existing structures such as the Counter Terrorism Group (CTG) should be reinforced and new approaches to cooperation and information exchange, including on the threat analysis between competent authorities should be intelligence services explored, also in the framework of existing structures such as the Counter Terrorism Group (CTG). The Fund should support competent authorities of Member States responsible for the prevention, detection and investigation of criminal offences as referred to in Article 87 of the TFEU insofar as their activities are covered by the scope. It should be ensured that all funded activities fully preserve the necessary separation between law

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				enforcement and intelligence work and the required principles of information ownership.”
105.	3. Within the specific objectives set out in paragraph 2, the Fund shall be implemented through the implementation measures listed in Annex II.	3. Within the specific objectives set out in paragraph 2, the Fund shall be implemented, <i>inter alia</i> , through the implementation measures listed in Annex II Article 3a. [AM48]	3. Within the specific objectives set out in paragraph 2, the Fund shall be implemented through the implementation measures listed in Annex II.	Council: T, H TM 13.10.20 Provisionally agreed - CNS text
106.	4. Actions funded shall be implemented in full respect for fundamental rights and human dignity. In particular, actions shall comply with the provisions of the Charter of Fundamental Rights of the European Union, Union data protection law and the European Convention for the Protection of Human Rights and Fundamental Freedoms (ECHR). In particular, wherever possible, special attention shall be given by Member States when implementing actions to the assistance and protection of vulnerable persons, in particular children and unaccompanied minors.	4. Actions Operations funded shall be implemented in full respect for compliance with fundamental rights and human dignity and the values enshrined in Article 2 of the Treaty on European Union (TEU), and the funding shall be interrupted and recovered in case of clear and substantiated evidence that the actions contribute to violation of such rights. In particular, actions operations shall comply with the provisions of the Charter of Fundamental Rights of the European Union, Union data	4. Actions funded shall be implemented in full respect for fundamental rights and human dignity. In particular, actions shall comply with the provisions of the Charter of Fundamental Rights of the European Union, Union data protection law and the European Convention for the Protection of Human Rights and Fundamental Freedoms (ECHR). In particular, wherever possible, special attention shall be given by Member States when implementing actions to the assistance and protection of vulnerable persons, in particular	Council: T, P, H EP: T, P, H EP: Prefers "operations", as they are defined in the CPR but would also be open to including definitions for “actions” and/or “projects” in art. 2 and use them in a consistent manner. Asks CION to propose a solution that would ensure consistency of terminology throughout the text and with CPR + reintroduction of definitions. Horizontal approach needed on fundamental rights CION: Prefers "actions" to avoid confusion with law enforcement operations.

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		protection law and the European Convention for the Protection of Human Rights and Fundamental Freedoms (ECHR). In particular, wherever possible, Special attention shall be given by Member States when implementing actions to the assistance and protection of operations relating to vulnerable persons, in particular children and unaccompanied minors. [AM49]	children and unaccompanied minors.	CION: The suspension of payments (art. 91 CPR) could address EP's concerns. Council: Right place to introduce a conditionality? Council: Clarify what are operations, actions and projects. Horizontal question to be dealt with by the three legal services.
107.		<i>Article 3 a</i> [AM50]		Council: T, H. Structural change proposed. EP: agree to keeping implementation measures in an Annex FOR THE OUTCOME OF NEGOTIATIONS ON LINES 108- 126 SEE LINES 353-367
108.		<i>Implementation measures</i> [AM50]		Council: As above

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				EP: Moved from Annex II (line 353 ff) T→H (Annex v. operative part) EP: agree to keeping implementation measures in an Annex
109.		<i>1. The Fund shall contribute to achieving the specific objective set out in Article 3(2)(a) by focusing on the following implementation measures:[AM50]</i>		<u>TM 16/10: Lines 109 to 126 are skipped</u> Council: As above EP: Technical. Identical with line 354
110.		<i>(a) ensuring uniform application of the Union acquis on security, supporting the exchange of relevant information, including through the implementation of recommendations from quality control and evaluation mechanisms, such as the Schengen evaluation mechanism and other quality control and evaluation mechanisms:[AM50]</i>		Council: As above See line 355
111.		<i>(b) setting up, adapting and maintaining security-relevant Union IT systems and</i>		Council: As above EP: Technical.

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		<i>communication networks, including ensuring their interoperability, and developing appropriate tools to address identified gaps;</i> [AM50]		See line 356
112.		<i>(c) increasing the active use of Union security-relevant information exchange tools, systems and databases, improving the interconnection of security-relevant national databases as well as their connection to Union databases when foreseen in relevant legal bases, ensuring that those databases are fed with relevant high quality data;and</i> [AM50]		Council: As above EP: Technical. See line 357
113.		<i>(d) supporting relevant national measures to implement the specific objectives set out in Article 3(2)(a.)</i> [AM50]		Council: As above EP: Technical See line 358
114.		<i>2. The Fund shall contribute to the specific objective set out in Article 3(2)(b) by focusing on the following implementation measures:</i> [AM50]		Council: As above EP: Technical. Identical with line 359

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
115.		<i>(a) increasing relevant law enforcement operations between Member States, including, where appropriate, with other relevant actors, in particular facilitating and improving the use of joint investigation teams, joint patrols, hot pursuits, discreet surveillance and other operational cooperation mechanisms in the context of the EU Policy Cycle (EMPACT), with special emphasis on cross-border operations;[AM50]</i>		Council: As above EP technical See line 360
116.		<i>(b) increasing coordination and cooperation of law enforcement and other competent authorities within and between Member States and with other relevant actors, for example through networks of specialised national units, Union networks and cooperation structures, Union centres;[AM50]</i>		Council: As above EP technical Text EP/CSL/COM is identical See line 361
117.		<i>(c) improving inter-agency cooperation and, at Union level, between the Member</i>		Council: As above EP technical

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		<i>States themselves, or between Member States, on the one hand, and the relevant Union bodies, offices and agencies on the other hand, as well as at national level among the competent national authorities in each Member State;</i> [AM50]		See line 362
118.		<i>3. The Fund shall contribute to the specific objective set out in Article 3(2)(c) by focusing on the following implementation measures:</i> [AM50]		Council: As above EP technical See line 363
119.		<i>(a) increasing law enforcement training, exercises and mutual learning, notably by including elements aimed at raising awareness on issues related to radicalisation, violent extremism and racism, specialised exchange programmes between Member States, including for junior law enforcement staff, and sharing of best practice including with third countries</i>		Council: As above EP technical? See line 364

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		<i>and other relevant actors;</i> [AM50]		
120.		<i>(b) exploiting synergies by pooling resources and knowledge among Member States and other relevant actors, including civil society through, for instance, the creation of joint centres of excellence, the development of joint risk assessments, common operational support centres for jointly conducted operations, or the sharing of best practices in preventing crime at the local level;</i> [AM50]		Council: As above EP Technical See line 365
121.		<i>(c) promoting and developing measures, safeguards, mechanisms and best practices for the early identification, protection and support of witnesses, whistle-blowers and victims of crime and developing partnerships between public authorities and other relevant actors to this effect;</i> [AM50]		Council: As above EP Technical (linguistic adjustment of the text; substance = CION/CSL) See line 366
122.		<i>(d) acquiring relevant equipment and setting up or</i>		Council: As above EP Technical (=CION)

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		<i>upgrading specialised training facilities and other essential security relevant infrastructure to increase preparedness, resilience, public awareness and adequate response to security threats;</i> [AM50]		See line 367 part 1
123.		<i>(e) detecting, assessing and closing vulnerabilities in critical infrastructure and IT equipment with high market penetration in order to prevent attacks against information systems and critical infrastructure, for instance by code auditing of free and open source software, by establishing and supporting bug bounty programmes, or by penetration testing.</i> [AM50]		See line 367 part 2 Council: As above EP Technical TM 19/11/2019 EP – focus on vulnerabilities; to suggest wording Council – flexible on critical infrastructure, ‘IT equipment’ is too broad as cyber security is not in the scope of the ISF regulation CION – flexible regarding inclusion of “critical infrastructure” but should be moved to a different part; hesitant concerning addition of IT equipment (important to stay within limits of this regulation);

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
124.		<i>4. The Fund shall contribute to the achievement of the specific objective set out in Article 3(2)(c a) by focusing on the following implementation measures:[AM50]</i>		nb: to be dropped in case EP AM in line 104 is dropped Council: As above EP Linked to outcome of discussion on line 104 See line 367 part 3
125.		<i>(a) improving cooperation and coordination among the intelligence services of the Member States and between these services and law enforcement authorities through contacts, networking, mutual trust, understanding and learning, exchange and dissemination of know-how, experience and best practices, in particular with regard to support for police investigations and threat assessment;[AM50]</i>		nb: to be dropped in case EP AM in line 104 is dropped Council: As above EP linked to outcome of discussion on line 104 See line 367 part 4
126.		<i>(b) the exchange of and training of intelligence officers.[AM50]</i>		nb: to be dropped in case EP AM in line 104 is dropped As above

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				EP linked to outcome of discussion on line 104 See line 367 part 4
127.	<i>Article 4</i> Scope of support	<i>Article 4</i> Scope of support	<i>Article 4</i> Scope of support	Identical - provisionally agreed
128.	1. Within the objectives referred to in Article 3 and in-line with the implementation measures listed in Annex II, the Fund shall in particular support the actions listed in Annex III.	1. Within the objectives referred to in Article 3 and In-line with the implementation measures listed in Annex II Article 3 a , the Fund shall in particular support actions that contribute to the achievement of the objectives referred to in Article 3. They may include the actions listed in Annex III. [AM51]	1. Within the objectives referred to in Article 3 and in-line with the implementation measures listed in Annex II, the Fund shall support actions such as those in particular support the actions listed in Annex III.	Provisionally agreed TM 10.07.20 1. Within the objectives referred to in Article 3 and in-line with the implementation measures listed in Annex II, the Fund shall in particular support measures such as those the actions listed in Annex III. EP does not agree to horizontal approach as positions on Annex III (open v. closed list) differ between the Funds
129.	2. To achieve the objectives of this Regulation, the Fund may support the actions in-line with Union priorities as referred to in Annex III in relation to and in third countries, where appropriate, in accordance with Article 5.	2. To achieve the objectives referred to in Article 3 of this Regulation, the Fund may in exceptional cases, within defined limits and subject to appropriate safeguards , support actions in-	2. To achieve the objectives of this Regulation, the Fund may support the actions in-line with Union priorities as referred to in Annex III in relation to and in third	T, H – the same approach to be maintained in all three files.

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		line with the Union priorities as referred to in Annex III in relation to and in third countries, where appropriate, in accordance with Article 5. [AM52]	countries, where appropriate, in accordance with Article 5 15a .	
130.		<i>2 a. The total amount of funding for supporting actions in or in relation to third countries under the thematic facility in accordance with Article 8 shall not exceed 2% of the total amount allocated to the thematic facility under Article 7(2)(b)</i> [AM53]		Council: T → P EP: H, P EP: Critical on any kind of expenditure in third countries (outsourcing, question of fundamental rights). Council, CION: Internal security depends on external factors. Percentage very restrictive. There are requirements in the CPR on management and control system (managing authorities have to verify that projects comply with applicable law) and on legality and regularity of expenditure which apply in the same way to actions implemented in the EU and outside of the EU as firewalls. Trilogue 08/09/20

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				EP: wants to ensure that funding is spent mainly inside the EU but is ready to increase ceiling to 5% CSL: reminds of 8 % in current programming period; same share should be available post-2021; COM: highlights importance of projects funded in cooperation with third countries; potentially, EP concerns could be addressed via review at midterm; to propose drafting
131.		<i>2 b. The total amount of funding for supporting actions in or in relation to third countries under the Member States' programmes in accordance with Article 12 shall not exceed, for each Member State, 2% of the total amount allocated to that Member State in accordance with Article 7(2)(a), Article 10(1) and Annex I.[AM54]</i>		See above.
1.			<i>2a. Multipurpose equipment and ICT systems financed under this Fund may be used for achieving the objectives of the Instrument for financial</i>	EP: Need for discussion on links with line 136; should be turned into a recital.

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
			<i>support for border management and visa established by Regulation (EU) No ...[BMVI], as long as the primary purpose of those equipment and ICT systems is in accordance with this Regulation and double-financing is avoided.</i>	CION: doesn't support the Council amendment Trilogue 08/09/20 CSL: wants to ensure funding for multipurpose equipment as long as primary purpose within ISF scope EP: wants to avoid double-financing TM 13.10.20 EP: not against the idea but funding of multipurpose equipment is possible in any case; proposes to mention this idea in par. 3 similar to point d - exemption of equipment and ICT systems of which the primary purpose falls within the scope of the BMVI"); prohibition of double financing of multipurpose equipment - irrespective the other purpose of use -can be clarified in a recital; CNS: wants to avoid pro-rata financing COM: linked to similar provision in BMVI

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
132.	3. The following actions shall not be eligible:	3. The following actions shall not be eligible:	3. The following actions shall not be eligible:	Provisionally agreed EP: Linguistic change - equipment is not an action New text: “The following actions shall not be eligible.”
133.	(a) actions limited to the maintenance of public order at national level;	(a) actions limited to, <i>or mainly consisting of</i> , the maintenance of public order at national level;[AM55]	(a) actions limited to the maintenance of public order at national level;	T Provisionally agreed - EP AM withdrawn Council: to reflect with MS on the proposed further restriction of scope by EP, multi-purpose actions should be eligible, take into account emergency situations EP: sticks to its position CION: to propose new wording, (difficult to assess what means “mainly”) CION compromise drafting: 3. (a) actions projects limited to projects aimed at the maintenance of public order at national level; TM 10.07.20

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				EP – can't accept the CION compromise drafting; to check internally whether the AM can be dropped CSL – ok with dropping EP AM
134.	(b) actions covering the purchase or maintenance of standard equipment, standard means of transport or standard facilities of the law-enforcement and other competent authorities referred to in Article 87 TFEU;	(b) actions covering the purchase or maintenance of standard equipment, standard means of transport or standard facilities of the law-enforcement and other competent authorities referred to in Article 87 TFEU;	(b) actions covering the purchase or maintenance of standard equipment, standard means of transport or standard facilities of the law-enforcement and other competent authorities referred to in Article 87 TFEU;	Nb: to be adjusted to definition of "competent authorities" T Council: provision is too limiting if as well percentages for all kinds of equipment apply, related also to outcome of debate on (a) EP, CION: standard equipment should not be eligible TM 31.08.20 To be discussed at political trilogue together with lines 211, 131 Trilogue 08.09.20 EP: no EU added value in financing standard equipment (national competence), transparency issue

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				COM - compromise could be found along the lines “only in duly justified cases” To be discussed further
135.	(c) actions with a military or defence purpose;	(c) actions with a military or defence purpose;	(c) actions with a military or defence purpose;	Provisionally agreed
136.	(d) equipment of which at least one of the purposes is customs control;	(d) equipment of which at least one of the purposes <i>the main purpose</i> is customs control; [AM56]	(d) equipment of which at least one of the <i>primary</i> purposes is customs control;	T, H Provisionally agreed TM 10.07.20 “equipment of which at least one of the <i>primary</i> purposes is customs control”
137.	(e) coercive equipment, including weapons, ammunition, explosives and riot sticks, except for training;	(e) coercive equipment, including weapons, ammunition, explosives and riot sticks, except for training;	(e) coercive equipment, including weapons, ammunition, explosives and riot sticks, except for training;	Provisionally agreed

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
138.	(f) informant rewards and flash money ⁷³ outside the framework of an EMPACT action.	(f) informant rewards and flash money ⁷⁴ outside the framework of an EMPACT action.	(f) informant rewards and flash money ⁷⁵ outside the framework of an <i>EU policy cycle operational action</i> EMPACT action.	T CSL text provisionally agreed
139.	Where an emergency situation occurs, non-eligible actions referred to in this paragraph may be considered eligible.	Where an emergency situation occurs, non-eligible actions referred to in this paragraph <i>points (a) and (b) of the first subparagraph</i> may be considered eligible. [AM57]	Where an emergency situation occurs, non-eligible actions referred to in this paragraph may be considered eligible.	T EP: sticks to its position; military actions are very sensitive COM: H with BMVI but open to EP changes Council: all points, including actions with military purpose should remain eligible in emergency situations
140.	<i>Article 5</i> Eligible entities	<i>Article 5</i> Eligible entities	<i>Article 5</i> Eligible entities	T, H (the location and content), CSL: CPR covers shared management - moved to article 15a (lines 240ff)

⁷³ 'Flash money' is genuine cash which is shown (exhibited) during a criminal investigation as proof of liquidity and solvency to the suspects or other persons who have information about availability or delivery or who act as intermediaries, in order to carry out a fictitious purchase aimed at arresting suspects, identifying illegal production sites or otherwise dismantling an organised crime group.

⁷⁴ 'Flash money' is genuine cash which is shown (exhibited) during a criminal investigation as proof of liquidity and solvency to the suspects or other persons who have information about availability or delivery or who act as intermediaries, in order to carry out a fictitious purchase aimed at arresting suspects, identifying illegal production sites or otherwise dismantling an organised crime group.

⁷⁵ ~~'Flash money' is genuine cash which is shown (exhibited) during a criminal investigation as proof of liquidity and solvency to the suspects or other persons who have information about availability or delivery or who act as intermediaries, in order to carry out a fictitious purchase aimed at arresting suspects, identifying illegal production sites or otherwise dismantling an organised crime group.~~

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				CIION: confirmed that CPR covered shared management; supports moving this article to the section on (in)direct management; EP: accepts argument; location to be discussed horizontally
141.	1. The following entities may be eligible:	1. The following entities may be eligible:	1. The following entities may be eligible:	Text provisionally agreed, pending agreement on location
142.	(a) legal entities established in any of the following countries:	(a) legal entities established in any of the following countries:	(a) legal entities established in any of the following countries:	Text provisionally agreed, pending agreement on location
143.	(i) a Member State or an overseas country or territory linked to it;	(i) a Member State or an overseas country or territory linked to it;	(i) a Member State or an overseas country or territory linked to it;	Text provisionally agreed, pending agreement on location
144.	(ii) third country listed in the work programme under the conditions specified therein.	(ii) <i>a</i> third country listed in the work programme under the conditions specified therein, <i>subject to the condition that all actions by, in, or in relation to, that third country fully respect the rights and principles enshrined in the Charter of Fundamental Rights of the European Union and the international obligations of the Union and the Member States.</i> [AM58]	(ii) third country listed in the work programme under the conditions specified therein.	T → P, H CSL asks for explanation in political trilogue on fundamental rights and international obligations, reflected differently in BMVI and other files EP: flexible on wording, but need to reflect concerns on respect for fundamental rights COM: T+ H Proposed EP addition focuses on eligibility of actions, not entities If paragraph 3 is a condition to be read with point (a)(ii), see line 147

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145.	(b) any legal entity created under Union law or any international organisation.	(b) any legal entity created under Union law or any relevant international organisation. [AM59]	(b) any legal entity created under Union law or any international organisation.	T, H Council: as above; flexible, but could be unclear what “relevant” means EP: more specification for eligibility required; to check internally COM: T + H, opposes addition of “relevant” to be future-proof
146.	2. Natural persons are not eligible.	2. Natural persons are not eligible.	2. Natural persons are not eligible.	COM: T + H Provisionally agreed pending agreement on location
147.	3. Legal entities established in a third country are exceptionally eligible to participate where this is necessary for the achievement of the objectives of a given action.	3. Legal entities established in a third country are exceptionally eligible to participate where this is necessary for the achievement of the objectives of a given action, following approval by the Commission . [AM60]	3. Legal entities established in a third country are exceptionally eligible to participate where this is necessary for the achievement of the objectives of a given action.	Council: T, H, EP addition could cause delays CION: not needed if provision applies only to direct and indirect management. Consultation would be more appropriate in order to avoid double funding. To check CPR wording. If paragraph 3 only refers to countries listed in the work programme (par. 1 a ii), then reference to this paragraph should be added there. But if a third country not listed in a work

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				programme is meant, then it should be added as point iii.
148.	4. Legal entities participating in consortia of at least two independent entities, established in different Member States or overseas countries or territories linked to those states or in third countries, are eligible.	4. Legal entities participating in consortia of at least two independent entities, established in different Member States or <i>in</i> overseas countries or territories linked to those states or in third countries, are eligible. [AM61]	4. Legal entities participating in consortia of at least two independent entities, established in different Member States or overseas countries or territories linked to those states or in third countries, are eligible.	Council: T, H EP deletion limiting, Council would like to see examples; EP: H, confusing with 1. a (ii) and 3., where word “exceptionally” is used; CION: according to current practice third country entities beneficiaries only in consortia with entities from MS
149.	CHAPTER II FINANCIAL AND IMPLEMENTATION FRAMEWORK	CHAPTER II FINANCIAL AND IMPLEMENTATION FRAMEWORK	CHAPTER II FINANCIAL AND IMPLEMENTATION FRAMEWORK	Provisionally agreed
150.	SECTION 1 COMMON PROVISIONS	SECTION 1 COMMON PROVISIONS	SECTION 1 COMMON PROVISIONS	Provisionally agreed
151.	<i>Article 6</i> General principles	<i>Article 6</i> General principles	<i>Article 6</i> General principles	Provisionally agreed
152.	1. Support provided under this Regulation shall complement national, regional and local intervention, and shall focus on bringing added value to the objectives of this Regulation.	1. Support provided under this Regulation shall complement national, regional and local intervention, and shall focus on bringing <i>European</i> added value to the objectives of this Regulation. [AM62]	1. Support provided under this Regulation shall complement national, regional and local intervention, and shall focus on bringing added value to the objectives of this Regulation.	Provisionally agreed New text: “Support provided under this Regulation shall complement national, regional and local intervention, and shall focus on bringing <i>Union</i> added value to the objectives of this Regulation.”

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				Council: T EP: Technical, horizontal COM: T + H
153.	2. The Commission and the Member States shall ensure that the support provided under this Regulation and by the Member States is consistent with the relevant activities, policies and priorities of the Union and is complementary to other Union instruments.	2. The Commission and the Member States shall ensure that the support provided under this Regulation and by the Member States is consistent with the relevant activities, policies and priorities of the Union and is complementary to other Union national instruments <i>and coordinated with other instruments of the Union, in particular actions carried out under other Union funds.</i> [AM63]	2. The Commission and the Member States shall ensure that the support provided under this Regulation and by the Member States is consistent with the relevant activities, policies and priorities of the Union and is complementary to other Union instruments.	Council: T, double wording with CPR EP: Technical, horizontal COM: T + H, in principle ok COM proposal (08/04/20): The Commission and the Member States shall ensure that the support provided under this Regulation and by the Member States is consistent with the relevant actions, policies and priorities of the Union, and is complementary to other Union instruments. Member States shall furthermore ensure that the support provided under this Regulation is coordinated with national instruments. EP believes that, once we reach the “in particular” clause, the wording used in each Regulation can reflect the different relationship that each of

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				the Funds has with other programmes (specially important for AMF) The Council does not support the last sentence of the drafting suggestion: "Member States ... with national instruments." HM 14.07.20 Council will draft a compromise proposal for ISF and AMF
154.	3. The Fund shall be implemented under shared, direct or indirect management in accordance with Articles 62(1)(a), (b) and (c) of the Financial Regulation.	3. The Fund shall be implemented under shared, direct or indirect management in accordance with Articles 62(1)(a), (b) and (c) of the Financial Regulation.	3. The Fund shall be implemented under shared, direct or indirect management in accordance with Articles 62(1)(a), (b) and (c) of <i>Regulation (EU, Euratom) 2018/1046</i> the Financial Regulation.	Provisionally agreed T COM: T + H
155.	<i>Article 7</i> Budget	<i>Article 7</i> Budget	<i>Article 7</i> Budget	
156.	1. The financial envelope for the implementation of the Fund for the period 2021-2027 shall be EUR 2 500 000 000 in current prices.	1. The financial envelope for the implementation of the Fund for the period 2021-2027 shall be EUR 2 209 725 000 in 2018 prices (EUR 2 500 000 000 in current prices). [AM64]	1. The financial envelope for the implementation of the Fund for the period 2021-2027 shall be EUR 1 931 000 000 in current prices.	EP: Technical TM 4/11 No Council mandate TM 13.10.20 EP: pending adoption of the MFF

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
157.	2. The financial envelope shall be used as follows:	2. The financial envelope shall be used as follows:	2. The financial envelope shall be used as follows:	
158.	(a) EUR 1 500 000 000 shall be allocated to the programmes implemented under shared management;	(a) EUR 1 325 835 000 in 2018 prices (EUR 1 500 000 000 in current prices) shall be allocated to the programmes implemented under shared management; [AM65]	(a) EUR 1 352 000 000 shall be allocated to the programmes implemented under shared management;	EP: Technical. Council: TM 4/11 no mandate, question on using both 2018 and current prices TM 13.10.20 - lines 158-159 EP: allocation to different components will have to be discussed once the overall allocation to the Fund in MFF is known
159.	(b) EUR 1 000 000 000 shall be allocated to the thematic facility.	(b) EUR 883 890 in 2018 prices (EUR 1 000 000 000 in current prices) shall be allocated to the thematic facility.[AM 66]	b) EUR 579 000 000 shall be allocated to the thematic facility.	EP: Technical Council: TM 4/11 no mandate TM 13.10.20 - lines 158-159 EP: allocation to different components will have to be discussed once the overall allocation to the Fund in MFF is known
160.				EP: Political. TM 4/11 No Council mandate TM 13.10.20 Dropped in revised Council's mandate as transferred to other parts of the regulation

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
161.	3. Up to 0.84 % of the financial envelope shall be allocated for technical assistance at the initiative of the Commission for the implementation of the Fund.	3. Up to 0.84 % of the financial envelope shall be allocated for technical assistance at the initiative of the Commission for the implementation of the Fund.	3. Up to 0.84 % of the financial envelope shall be allocated for technical assistance at the initiative of the Commission for the implementation of the Fund.	Provisionally agreed HM 14.07.20: ISF and BMVI text also in AMF
161a			4. <i>Without prejudice to the resources allocated to Member States under shared management and transferrable in accordance with Article 21 of Regulation (EU) XX [CPR], up to 5% in total of the initial national allocation from any of the funds of the Common Provisions Regulation under shared management may, at the request of Member States, be transferred to the instrument under direct or indirect management. The Commission shall implement those resources directly in accordance with Article 62(1)(a) of the Financial Regulation or indirectly in accordance with Article 62(1)(c). Those resources shall be used for the benefit of the Member State concerned.</i>	

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
162.	<i>Article 8</i> General provisions on the implementation of the thematic facility	<i>Article 8</i> General provisions on the implementation of the thematic facility	<i>Article 8</i> General provisions on the implementation of the thematic facility	Provisionally agreed
163.	1. The financial envelope referred to in Article 7(2)(b) shall be allocated flexibly through the thematic facility using shared, direct and indirect management as set out in work programmes. Funding from the thematic facility shall be used for its components:	1. The financial envelope referred to in Article 7(2)(b) shall be allocated flexibly through the thematic facility using shared, direct and indirect management as set out in work programmes. Funding from the thematic facility shall be used for its components:	1. The financial envelope referred to in Article 7(2)(b) shall be allocated flexibly through the thematic facility using shared, direct and indirect management as set out in work programmes. Funding from the thematic facility shall be used for its components:	Provisionally agreed
164.	(a) specific actions;	(a) specific actions;	(a) specific actions;	Provisionally agreed
165.	(b) Union actions; and	(b) Union actions; and	(b) Union actions; and	Provisionally agreed
166.	(c) emergency assistance.	(c) emergency assistance.	(c) emergency assistance.	Provisionally agreed
167.	Technical assistance at the initiative of the Commission shall also be supported from the financial envelope for the thematic facility.	Technical assistance at the initiative of the Commission shall also be supported from the financial envelope for the thematic facility.	Technical assistance at the initiative of the Commission shall also be supported from the financial envelope for the thematic facility.	Provisionally agreed
168.	2. Funding from the thematic facility shall address priorities with a high added value to the Union or to be used to respond to urgent needs, in line with agreed Union priorities as outlined in Annex II.	2. Funding from the thematic facility shall address priorities with a high added value to the Union or to be used to respond to urgent needs, in line with agreed Union	2. Funding from the thematic facility shall address priorities with a high added value to the Union or to be used to respond to urgent needs, in line with agreed Union priorities	Council: T, H (the place of actions) EP: Political, horizontal, depends on agreement where implementation measures will be placed EP proposal (09/04/20):

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		priorities as outlined in <i>Article 3 a, for specific measures such as those listed in Annex HIII, or to support measures in accordance with Article 19. The allocation of resources of the thematic facility among the different priorities shall, as far as possible, be proportionate to challenges and needs so as to ensure that the objectives of the Fund can be met.</i> [AM67]	as outlined in Annex II. <i>A significant part of the funding from the thematic facility shall be used for supporting actions in or in relation to third countries in order to contribute to external migration management in relation to combatting illegal migration and trafficking in human beings.</i>	1. keep reference to TA here 2. move stakeholder consultation to new par. 2a (new) below 3. add accompanying recital Par. 2: 2. Funding from the thematic facility shall address priorities with a high added value to the Union or be used to respond to urgent needs, in line with agreed Union priorities as outlined in Annex II <i>or support measures in accordance with Article 20.</i> Par. 2a(new): <i>The Commission shall consult relevant stakeholders, including civil society organisations, when preparing its work programmes.</i> <u>Accompanying recital:</u> <i>The thematic facility should provide funding to address priorities with a high Union added value or to respond to urgent needs within the scope of this [Fund/instrument]. The programming of the actions under the thematic facility should be implemented through annual and multiannual work programmes. To ensure a high level</i>

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				<i>of effectiveness in terms of contribution to the specific objectives of the [Fund/instrument], the Commission should consult relevant stakeholders, including civil society, which represent partners at Union level, when preparing the work programmes.</i>
169.		<i>2 a. The funding from the thematic facility shall be allocated as follows:[AM68]</i>		Council: T → P Council doesn't agree with minimum percentages, situations and needs of MS differ, some countries might focus only on one or some specific objectives, split of small programme into more objectives might lead to ineffectiveness EP: Political, need to focus on enforcement and implementation of EU legislation
170.		<i>a) a minimum of 10 % to the specific objective referred to in point (a) of Article 3(2); [AM68]</i>		Council: T → P EP: Political See line 169
171.		<i>b) a minimum of 10 % to the specific objective referred to in point (b) of Article 3(2); [AM68]</i>		Council: T → P EP: Political See line 169

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
172.		<i>c) a minimum of 30 % to the specific objective referred to in point (c) of Article 3(2);</i> [AM68]		Council: T → P EP: Political See line 169
173.		<i>d) a minimum of 5% to the specific objective referred to in point (c a) of Article 3(2).</i> [AM68]		nb: to be dropped in case EP AM in line 104 is dropped Council: T → P EP: Political See line 169
174.	3. When funding from the thematic facility is granted in direct or indirect management to Member States, it shall be ensured that selected projects are not affected by a reasoned opinion by the Commission in respect of an infringement under Article 258 of the TFEU that puts at risk the legality and regularity of expenditure or the performance of projects.	3. When funding from the thematic facility is granted in direct or indirect management to Member States, it no <i>funding</i> shall be ensured that selected <i>available for</i> projects are not affected by, <i>where there is clear evidence that the legality of those projects, or the legality and regularity of that funding, or the performance of those projects, would be in doubt as a result of</i> a reasoned opinion <i>issued</i> by the Commission in respect of an infringement <i>procedure</i> under Article 258 TFEU of the TFEU that puts at risk the legality and regularity of expenditure or the	3. When funding from the thematic facility is granted in direct or indirect management to Member States, it shall be ensured that selected projects are not affected by a reasoned opinion by the Commission in respect of an infringement under Article 258 of the TFEU that puts at risk the legality and regularity of expenditure or the performance of projects.	T, H HM 14/7/20 Provisionally agreed COM horizontal proposal with EP adjustment: “When funding from the thematic facility is granted in direct or indirect management to Member States, <i>projects</i> which are affected by a reasoned opinion by the Commission in respect of an infringement <i>proceedings</i> under Article 258 TFEU that put at risk the legality and regularity of expenditure or the performance of <i>those</i> projects <i>shall not be selected.</i> ”

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		performance of projects.. [AM69]		
175.	4. When funding from the thematic facility is implemented in shared management, the Commission shall, for the purposes of Article 18 and Article 19(2) of the Regulation (EU) No [CPR], assess whether the foreseen actions are not affected by a reasoned opinion by the Commission in respect of an infringement under Article 258 of the TFEU that puts at risk the legality and regularity of expenditure or the performance of the projects.	4. When funding from the thematic facility is implemented in shared management, the Commission shall, for the purposes of Article 18 and Article 19(2) of the Regulation (EU) No X [CPR], assess whether the foreseen actions are not affected by ensure that no funding is available for projects, where there is clear evidence that the legality of those projects, or the legality and regularity of that funding, or the performance of those projects, would be in doubt as a result of a reasoned opinion issued by the Commission in respect of an infringement procedure under Article 258 TFEU . of the TFEU that puts at risk the legality and regularity of expenditure or the performance of the projects [AM70]	4. When funding from the thematic facility is implemented in shared management, the Commission shall, for the purposes of Article 18 and Article 19(2) of the Regulation (EU) No [CPR], assess whether the foreseen actions are not affected by a reasoned opinion by the Commission in respect of an infringement under Article 258 of the TFEU that puts at risk the legality and regularity of expenditure or the performance of the projects.	T, H HM 14.07.20 - Provisionally agreed "4. For the purposes of Article 18 and Article 19(2) of Regulation (EU) No .../... [CPR], when funding from the thematic facility is implemented in shared management, the Member State shall ensure that, and the Commission shall assess whether , the foreseen actions are not affected by a reasoned opinion by the Commission in respect of an infringement under Article 258 TFEU on a matter that puts at risk the legality and regularity of expenditure or the performance of the actions ."
176.	5. The Commission shall establish the overall amount made	5. The Commission shall establish the overall amount	5. The Commission shall establish the overall amount	Council: T → P, H,

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	available for the thematic facility at under the annual appropriations of the Union budget. The Commission shall adopt financing decisions as referred to in Article [110] of the Financial Regulation for the thematic facility identifying the objectives and actions to be supported and specifying the amounts for each of its components as referred to paragraph 1. Financing decisions shall set out, where applicable, the overall amount reserved for blending operations.	made available for the thematic facility at under the annual appropriations of the Union budget. The Commission shall financing decisions be empowered to adopt delegated acts in accordance with Article 28 in order to supplement this Regulation by laying down work programmes as referred to in Article [110] of the Financial Regulation for the thematic facility identifying the objectives and actions to be supported and specifying the amounts for each of its components as referred to paragraph 1. Before the adoption of a work programme, the Commission shall consult relevant stakeholders, including civil society organisations. Work programmes Financing decisions shall set out, where applicable, the overall amount reserved for blending operations. To ensure a timely availability of resources, the	made available for the thematic facility at under the annual appropriations of the Union budget. The Commission shall by means of implementing acts adopt financing decisions as referred to in Article [110] of Regulation (EU, Euratom) 2018/1046 the Financial Regulation for the thematic facility identifying the objectives and actions to be supported and specifying the amounts for each of its components as referred to paragraph 1. Financing decisions shall set out, where applicable, the overall amount reserved for blending operations. Those implementing acts shall be adopted in accordance with the examination procedure referred to in Article 29(2).	if to be aligned with BMVI, paragraph to be split after “Union budget”; introduce implementing acts with examination procedure (status quo under Regulation (EU) 514/2014) EP: P, H, ok to split paragraph after “Union Budget” (alignment with BMVI); sticks to delegated acts; CION: both delegated and implementing acts to cause delays; suggests instead a sort of consultation; separate WP for emergency assistance is implicitly covered by par. 5 (financing decisions) HM 09.09.20: EP: last sentence of the AM (emergency assistance) can be deleted

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		<i>Commission may separately adopt a work programme for emergency assistance.</i> [AM71]		
177.	6. Following the adopting of the financing decision as referred to in paragraph 3, the Commission may amend the programmes implemented under shared management accordingly.	6. Following the adopting adoption of the financing decision work programme as referred to in paragraph 35 , the Commission may amend the programmes implemented under shared management accordingly.[AM72]	6. Following the adopting of the financing decision as referred to in paragraph 53 , the Commission may amend the programmes implemented under shared management accordingly.	P, T, H Linked to delegated/implementing acts - see line 176.
178.	7. These financing decisions may be annual or multiannual and may cover one or more components of the thematic facility.	7. These financing decisions work programmes may be annual or multiannual and may cover one or more components of the thematic facility.[AM73]	7. These financing decisions may be annual or multiannual and may cover one or more components of the thematic facility.	P, T, H Linked to delegated/implementing acts - see line 176.
179.	SECTION 2 SUPPORT AND IMPLEMENTATION UNDER SHARED MANAGEMENT	SECTION 2 SUPPORT AND IMPLEMENTATION UNDER SHARED MANAGEMENT	SECTION 2 SUPPORT AND IMPLEMENTATION UNDER SHARED MANAGEMENT	Provisionally agreed
180.	<i>Article 9 Scope</i>	<i>Article 9 Scope</i>	<i>Article 9 Scope</i>	Provisionally agreed
181.	1. This section applies to the part of the financial envelope referred to in Article 7(2)(a) and the additional resources to the implemented under shared management according to the	1. This section applies to the part of the financial envelope referred to in Article 7(2)(a) and the additional resources to the implemented	1. This section applies to the part of the financial envelope referred to in Article 7(2)(a) and the additional resources to the implemented	HM 14.07.20 To be further discussed

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	Commission decision for the thematic facility referred to in Article 8.	under shared management according to the Commission decision for the thematic facility referred to in Article 8.	under shared management according to the Commission decision for the thematic facility referred to in Article 8.	EP: calls for delegated acts for thematic facility, so no agreement for Commission “decision” for thematic facility; ISF - omission - cannot agree
182.	2. Support under this section shall be implemented under shared management in accordance with Article 63 of the Financial Regulation and the Regulation (EU) No [CPR].	2. Support under this section shall be implemented under shared management in accordance with Article 63 of the Financial Regulation and the Regulation (EU) No [CPR].	2. Support under this section shall be implemented under shared management in accordance with Article 63 of Regulation (EU, Euratom) 2018/1046 the Financial Regulation and the Regulation (EU) No [CPR].	Provisionally agreed
183.	<i>Article 10</i> Budgetary resources	<i>Article 10</i> Budgetary resources	<i>Article 10</i> Budgetary resources	Provisionally agreed
184.	3. Resources referred to in Article 7(2)(a) shall be allocated to the national programmes implemented by Member States under shared management (‘the programmes’) indicatively as follows:	3. Resources referred to in Article 7(2)(a) shall be allocated to the national programmes implemented by Member States under shared management (‘the programmes’) indicatively as follows:	31. Resources referred to in Article 7(2)(a) shall be allocated to the national programmes implemented by Member States under shared management (‘the programmes’) indicatively as follows:	Provisionally agreed
185.	(a) EUR 1 250 000 000 to the Member States in accordance with the criteria in Annex I;	(a) EUR 1 250 000 000 to the Member States in accordance with the criteria in Annex I;	(a) EUR 1 127 000 000 to the Member States in accordance with the criteria in [Annex I];	TM 4/11 No Council mandate TM 13.10.20 - lines 185-186: CNS: the proportion between (a) and (b) is the same as in original COM proposal EP: linked to Art. 13(2)

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
186.	(b) EUR 250 000 000 to the Member States for the adjustment of the allocations for the programmes as referred to in Article 13(1).	(b) EUR 250 000 000 to the Member States for the adjustment of the allocations for the programmes as referred to in Article 13(1).	(b) EUR 225 000 000 to the Member States for the adjustment of the allocations for the programmes as referred to in Article 13(1).	TM 4/11 No Council mandate TM 13.10.20 - lines 185-186: CNS: the proportion between (a) and (b) is the same as in original COM proposal EP: linked to Art. 13(2)
187.	4. Where the amount referred to in paragraph 1(b) is not allocated, the remaining amount may be added to the amount referred to in Article 7(2)(b).	4. Where the amount referred to in paragraph 1(b) is not allocated, the remaining amount may be added to the amount referred to in Article 7(2)(b).	4. Where the amount referred to in paragraph 1(b) is not allocated, the remaining amount may be added to the amount referred to in Article 7(2)(b).	To be discussed later
187a			<i>Article 10a</i>	
187b			<i>Pre-financing</i>	
187c			<i>In accordance with Article 84(3) of Regulation EU.../...[CPR], the pre-financing for the Fund shall be paid in yearly instalments before 1 July of each year, subject to the availability of funds, as follows:</i>	
187d			<i>(a) 2021: 5%</i>	
187e			<i>(b) 2022: 5%</i>	
187f			<i>(c) 2023: 5%</i>	
187g			<i><u>(d) 2024: 5%</u></i>	
187h			<i>(e) 2025: 5%</i>	

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
187i			(f) 2026: 5%	
187j			<i>Where a programme is adopted after 1 July 2021, the earlier instalments shall be paid in the year of adoption.</i>	
188.	<i>Article 11</i> Co-financing rates	<i>Article 11</i> Co-financing rates	<i>Article 11</i> Co-financing rates	Provisionally agreed
189.	1. The contribution from the Union budget shall not exceed 75 % of the total eligible expenditure of a project.	1. The contribution from the Union budget shall not exceed 75 % of the total eligible expenditure of a project.	1. The contribution from the Union budget shall not exceed 75 % of the total eligible expenditure of a project.	Provisionally agreed HM 14.07.20: Recital to be added for AMF
190.	2. The contribution from the Union budget may be increased to 90 % of the total eligible expenditure for projects implemented under specific actions.	2. The contribution from the Union budget may be increased to 90 % of the total eligible expenditure for projects implemented under specific actions.	2. The contribution from the Union budget may be increased to 90 % of the total eligible expenditure for projects implemented under specific actions.	Provisionally agreed HM 14.07.20 Provisionally agreed (confirmed)
191.	3. The contribution from the Union budget may be increased to 90 % of the total eligible expenditure for actions listed in Annex IV.	3. The contribution from the Union budget may be increased to 90 % of the total eligible expenditure for actions listed in Annex IV.	3. The contribution from the Union budget may be increased to 90 % of the total eligible expenditure for actions listed in Annex IV.	Provisionally agreed
192.	4. The contribution from the Union budget may be increased to	4. The contribution from the Union budget may be increased to 100 % of the total	4. The contribution from the Union budget may be increased to 100 % of the total	Provisionally agreed

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	100 % of the total eligible expenditure for operating support.	eligible expenditure for operating support.	eligible expenditure for operating support.	
193.	5. The contribution from the Union budget may be increased to 100 % of the total eligible expenditure for emergency assistance.	5. The contribution from the Union budget may be increased to 100 % of the total eligible expenditure for emergency assistance.	5. The contribution from the Union budget may be increased to 100 % of the total eligible expenditure for emergency assistance.	Provisionally agreed
194.		5 a. The contribution from the Union budget may be increased to 100 % of the total eligible expenditure for technical assistance at the initiative of the Member States. [AM74]	5a. Within the limits set out in Article 30(5)(v) of Regulation (EU) No [CPR], technical assistance of Member States may be financed up to 100 % of the Union budget contribution.	T, H TM 14.07.20 Provisionally agreed <i>The contribution from the Union budget may be increased to 100 % of the total eligible expenditure for technical assistance at the initiative of the Member States within the limits set out in Article 30(x)(x) of Regulation (EU) No [CPR].</i>
195.	6. The Commission decision approving a programme shall set the co-financing rate and the maximum amount of support from this Fund for the types of actions referred to in paragraphs 1 to 5.	6. The Commission decision approving a programme shall set the co-financing rate and the maximum amount of support from this Fund for the types of	6. The Commission decision approving a programme shall set the co-financing rate and the maximum amount of support from this Fund for the types of actions referred to in paragraphs 1 to 5.	Provisionally agreed

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		actions referred to in paragraphs 1 to 5.		
196.	7. For each specific objective, the Commission decision shall set out whether the co-financing rate for the specific objective is to be applied to:	7. For each specific objective, the Commission decision shall set out whether the co-financing rate for the specific objective is to be applied to:	7. For each <i>type of action</i> specific objective, the Commission decision <i>approving a programme</i> shall set out whether the co-financing rate for the <i>type of action</i> specific objective is to be applied to <i>either of the following</i> :	T, H TM 14/7/20 Provisionally agreed (subject to horizontal agreement on terminology) 7. For each <i>type of action</i> specific objective, the Commission decision <i>approving a programme</i> shall set out whether the co-financing rate for the <i>type of action</i> specific objective is to be applied to <i>either of the following</i> :
197.	(a) the total contribution, including the public and private contributions; or	(a) the total contribution, including the public and private contributions; or	(a) the total contribution, including the public and private contributions; or	Provisionally agreed (a) the total contribution, including the public and private contributions; or Deletion of “or” depends on result of 196
198.	(b) the public contribution only.	(b) the public contribution only.	(b) the public contribution only.	Provisionally agreed

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
199.	<i>Article 12</i> Programmes	<i>Article 12</i> Programmes	<i>Article 12</i> Programmes	Provisionally agreed
200.	1. Each Member State shall ensure that the priorities addressed in its programmes are consistent with and respond to Union priorities and challenges in the area of security and are fully in line with the relevant Union <i>acquis</i> and agreed Union priorities. In defining these priorities of their programmes, Member States shall ensure that the implementing measures as set out in Annex II are adequately addressed in the programme.	1. Each Member State and the Commission shall ensure that the priorities addressed in its the national programmes are consistent with and respond to Union priorities and challenges in the area of security and are fully in line with the relevant Union <i>acquis</i> and agreed Union priorities. In defining these priorities of their programmes, Member States shall ensure that the implementation measures as set out in Annex II Article 3 a are adequately addressed in the programme.[AM75]	1. Each Member State shall ensure that the priorities addressed in its programmes are consistent with and respond to Union priorities and challenges in the area of security and are fully in line with the relevant Union <i>acquis</i> and agreed Union priorities. In defining these priorities of their programmes, Member States shall ensure that the implementing measures as set out in Annex II are adequately addressed in the programme.	CSL: open COM: T + H, would like to align with AMF and BMVI, will propose wording, “ensure” too strong EP: no intention to introduce new procedure but to reflect CPR; proposal to reverse the order of sentences to make the sequence of the stages clearer: 1. In defining the priorities of their [national] programmes, Member States shall ensure that the implementation measures as set out in Annex II Article 3 a are adequately addressed.Each Member State, and the Commission at the stage of approval , shall ensure that the priorities addressed in its the national programmes are consistent with and respond to Union priorities and challenges in the area of security and are fully in line with the relevant Union <i>acquis</i> and agreed Union priorities. [AM75]

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				TM 13.10.20 - alignment of final part of ISF text (Annex II- Article 3 a) provisionally agreed
201.		<i>1 a. When assessing the national programs of the Member States, the Commission shall ensure that the planned actions are not affected by a reasoned opinion that it has delivered concerning an infringement under Article 258 TFEU relating to the legality and regularity of expenditure or the execution of projects.[AM76]</i>		T, maybe P Also H Council: related to 174, 175, CPR text sufficient CION: Art. 67 CPR refers to implementation phase, not planning; programme does not provide sufficient level of detail regarding actions; if infringement procedures for not implementing legislation started, funding can help MS to address deficiencies
202.		<i>1 b. Member States shall allocate the resources for their national programmes as follows:[AM77]</i>		T → P Council: no minimum percentages
203.		<i>a) a minimum of 10% to the specific objective referred to in point (a) of Article 3(2);[AM77]</i>		T → P Council: no minimum percentages
204.		<i>b) a minimum of 10 % to the specific objective referred to in point (b) of Article 3(2);[AM77]</i>		T → P Council: no minimum percentages

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
205.		<i>c) a minimum of 30 % of the to the specific objective referred to in point (c) of Article 3(2);[AM77]</i>		T → P Council: no minimum percentages
206.		<i>d) a minimum of 5% to the specific objective referred to in point (c a) of Article 3(2)(c a).[AM77]</i>		T → P nb: to be dropped in case EP AM in line 104 is dropped Council: no minimum percentages
207.		<i>1 c. Member States wishing to derogate from paragraph 1b shall inform the Commission accordingly and shall assess, together with the Commission, whether those minimum percentages should be amended because of particular circumstances affecting internal security. Any such amendments shall be approved by the Commission.[AM78]</i>		T, H Council: no minimum percentages EP: paragraph included in other programmes CION: formulation “particular circumstances affecting internal security” too limiting
208.	2. The Commission shall ensure that the Union Agency for Law Enforcement Cooperation (Europol), the European Union Agency for Law Enforcement Training (CEPOL) and the European Monitoring Centre for Drugs and Drug Addiction (EMCDDA) are associated to the development of the programmes at an	2. The Commission shall ensure that the Union Agency for Law Enforcement Cooperation (Europol), the European Union Agency for Law Enforcement Training (CEPOL), the European Union Agency for Criminal Justice Cooperation	2. At an early stage of the programming, t The Commission shall consult ensure that the Union Agency for Law Enforcement Cooperation (Europol), the European Union Agency for Law Enforcement Training (CEPOL) and the European Monitoring Centre for	Council: T, H, including all agencies would delay preparation and implementation, unclear how relevance would be determined; civil society covered by partnership in CPR Trilogue 08/09/20 EP: understands that not all agencies can be associated but wants to ensure

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	early stage, as regards the areas of their competence. Specifically, Member States shall consult Europol on the design of their actions in particular when including EU policy cycle or EMPACT actions or actions coordinated by the Joint Cybercrime Action Taskforce (J-CAT) in their programmes. Prior to including training in their programmes, Member States shall coordinate with CEPOL in order to avoid overlaps.	<i>(Eurojust), the European Public Prosecutor's Office (EPPO), the European Union Network and Information Security Agency (ENISA), the European Agency for the operational management of large-scale IT Systems (eu-LISA), the European Border and Coast Guard Agency (EBCGA), the European Union Agency for Fundamental Rights (FRA)</i> and the European Monitoring Centre for Drugs and Drug Addiction (EMCDDA) are associated to the <i>involved in the programme</i> development of the programmes at an early stage <i>from the outset</i> , as regards the areas of their competence. Specifically, Member States shall consult Europol on the design of their actions in particular when including EU policy cycle or EMPACT actions or actions coordinated by the Joint Cybercrime Action Taskforce (J-CAT) in their programmes.	Drugs and Drug Addiction (EMCDDA) are associated to the development of the programmes consulted at an early stage, as regards the areas of their competence.	that expertise is made available to MS in programming stage; agrees to drop civil society here as covered by provisional agreement on CPR (art. 6 on partnerships); insists on involvement of FRA Council - risks of bureaucratic burden, delays in programming COM: stresses that FRA mandate does not cover consultation by MS but fundamental rights compliance is enabling condition under the CPR; involvement of JHA agencies via “comitology” could be envisaged; will propose wording in this regard COM drafting proposal of 9.10.20 with EP suggested changes: 2. The Commission shall ensure that <i>the knowledge and expertise of the relevant decentralised agencies are taken into account in</i> the development of the <i>Member States’</i> programmes at an early stage. <i>Recital (x)</i> <i>In order to benefit from the knowledge and expertise of the decentralised agencies with</i>

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		Prior to including training in their programmes, Member States shall coordinate with CEPOL in order to avoid overlaps. <i>Members States shall also consult other relevant stakeholders, including civil society organisations, on the planning of their actions.</i> [AM79]		<i>competences in the areas of law enforcement cooperation and training, drugs and drug addiction monitoring, fundamental rights, justice matters, border management and large-scale IT systems, the Commission will involve relevant agencies in the work of the Coordination Committee set up by this Regulation, especially at the beginning of the programming phase and at mid-term. Where appropriate, the Commission may also involve the relevant agencies in the monitoring and evaluation, in particular with a view to ensure that the actions supported by the Fund are compliant with the relevant Union acquis and agreed Union priorities.</i> TM 13.10.20 (lines 208-210): EP: would prefer specific agencies not to be mentioned in par. 2a, to be replaced with “relevant agencies” CNS: lines 208-210 to be considered as a package COM: will consult internally on solution proposed by EP

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
209.			2a. Specifically<i>In order to avoid overlaps</i>, Member States shall consult<i>inform</i> Europol, or EMCDDA or CEPOL on the design of their actions when including in their programmes <i>EU Policy Cycle operational actions or other actions related to the areas of competence of the abovementioned agencies</i> in particular when including EU policy cycle or EMPACT actions or actions coordinated by the Joint Cybercrime Action Taskforce (J-CAT) in their programmes. Prior to including training in their programmes, Member States shall coordinate with CEPOL in order to avoid overlaps.	Council: T EP: Technical → Political COM drafting proposal of 26.10.20: In order to avoid overlaps, Member States shall consult Europol relevant agencies on the design of their actions, in particular when implementing EU policy cycle operational actions or actions coordinated by the Joint Cybercrime Action Taskforce (J-CAT), and coordinate with CEPOL on the design of training activities. Trilogue 08.09.20 See line 208 COM drafting proposal of 9.10.20 with EP suggested changes: 2a. Specifically, In order to avoid overlaps, Member States shall consult Europol on the design of their actions, in particular when implementing EU policy cycle operational or EMPACT actions or actions coordinated by the Joint Cybercrime Action Taskforce (J-CAT), and coordinate with CEPOL on training activities. . Prior to including

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				training in their programmes, Member States shall coordinate with CEPOL in order to avoid overlaps. TM 13.10.20: see line 208
210.	3. The Commission may associate the Union Agency for Law Enforcement Cooperation (Europol), the European Union Agency for Law Enforcement Training (CEPOL) and the European Monitoring Centre for Drugs and Drug Addiction (EMCDDA) where appropriate in the monitoring and evaluation tasks as specified in Section 5 in particular in view of ensuring that the actions implemented with the support of the Fund are compliant with the relevant Union <i>acquis</i> and agreed Union priorities.	3. The Commission may associate the Union Agency for Law Enforcement Cooperation (Europol), the European Union Agency for Law Enforcement Training (CEPOL) and the European Monitoring Centre for Drugs and Drug Addiction (EMCDDA) <i>Agencies referred to in paragraph 2</i> , the European <i>Data Protection Board</i> and the European <i>Data Protection Supervisor (EDPS)</i> where appropriate in the monitoring and evaluation tasks as specified in Section 5 in particular in view of ensuring that the actions implemented with the support of the Fund, <i>which fall within their mandate</i> , are compliant with the relevant Union <i>acquis</i> and agreed Union priorities.[AM80]	3. The Commission may associate the Union Agency for Law Enforcement Cooperation (Europol), the European Union Agency for Law Enforcement Training (CEPOL) and the European Monitoring Centre for Drugs and Drug Addiction (EMCDDA) where appropriate in the monitoring and evaluation tasks as specified in Section 5 in particular in view of ensuring that the actions implemented with the support of the Fund are compliant with the relevant Union <i>acquis</i> and agreed Union priorities.	Council: T, to reflect, depending on the outcome of 208 and 209, EP: Technical → Political Trilogue 08.09.20 See line 208 COM drafting proposal of 9.10.20: 3. The Commission may associate relevant decentralised agencies Union Agency for Law Enforcement Cooperation (Europol), the European Union Agency for Law Enforcement Training (CEPOL) and the European Monitoring Centre for Drugs and Drug Addiction (EMCDDA) , where appropriate, in the monitoring and evaluation tasks as specified in Section 5, in particular in view of ensuring that the actions implemented with the support of the Fund are compliant with the relevant Union <i>acquis</i> and agreed Union priorities.

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				TM 13.10.20: see line 208
211.	4. A maximum of 15 % of the allocation of a Member State programme may be used for the purchase of equipment, means of transport or the construction of security-relevant facilities. This ceiling may be exceeded only in duly justified cases.	4. A maximum of 15 % of the allocation of a Member State programme may be used for the purchase of equipment, means of transport or the construction of security-relevant facilities. This ceiling may only be exceeded only in duly justified cases and following approval by the Commission. [AM81]	4. A maximum of 15 50 % of the allocation of a Member State programme may be used for the purchase of equipment, means of transport or the construction of security-relevant facilities. This ceiling may be exceeded only in duly justified cases. <i>This ceiling shall not apply to ICT equipment.</i>	T → P Council: related to standard equipment issue, does not wish ceiling for ICT EP: to reflect; need to align terminology throughout the text (ICT) CION: opposes higher percentage and unlimited ICT funding; open to explore higher ceiling; TM 31.08.20 To be discussed at political trilogue together with lines 134, 131 Trilogue 08.09.20 EP ready to accept ceiling of 25-30% incl. ICT equipment CSL: exclusion of ICT equipment from ceiling supports investment in this important area To be discussed further; percentage depends on inclusion of ICT or not ;

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
212.	5. In their programmes, Member States shall give priority to addressing:	5. In their programmes, Member States shall give priority to addressing:	5. In their programmes, Member States shall give priority to addressing:	Provisionally agreed
213.	(a) Union priorities and <i>acquis</i> in the area of security in particular information exchange and interoperability of IT systems;	(a) Union priorities and <i>acquis</i> in the area of security in particular <i>the coordination and cooperation between law enforcement authorities and the efficient exchange of relevant and accurate information exchange and the implementation of the components of the framework for interoperability of EU information systems</i> [AM82]	(a) Union priorities and <i>acquis</i> in the area of security in particular information exchange and interoperability of ICT systems;	T Provisionally agreed TM 10.07.20 "5(a). Union priorities and <i>acquis</i> in the area of security in particular <i>the efficient exchange of relevant and accurate information and the implementation of the components of the framework for interoperability of EU information Systems</i> ;"
214.	(b) recommendations with financial implications made in the framework of Regulation (EU) No 1053/2013 on the Schengen evaluation and monitoring mechanism in the area of police cooperation;	(b) recommendations with financial implications made in the framework of Regulation (EU) No 1053/2013 on the Schengen evaluation and monitoring mechanism in the area of police cooperation;	(b) recommendations with financial implications made in the framework of Regulation (EU) No 1053/2013 on the Schengen evaluation and monitoring mechanism in the area of police cooperation;	T Provisionally agreed TM 10.07.20 "5(b). recommendations with financial implications made in the framework of Regulation (EU) No 1053/2013 on the Schengen evaluation and monitoring mechanism in the area of police cooperation <u>and falling within the scope of this Regulation</u> "

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
215.	(c) country-specific deficiencies with financial implications identified in the framework of needs assessments such as European Semester recommendations in the area of corruption.	(c) country-specific deficiencies with financial implications identified in the framework of needs assessments such as European Semester recommendations in the area of corruption.	(c) country-specific deficiencies with financial implications identified in the framework of needs assessments such as European Semester recommendations in the area of corruption.	Provisionally agreed
216.	6. Where necessary, the programme shall be amended to take into account the recommendations referred to in paragraph 5. Depending on the impact of the adjustment, the revised programme may be approved by the Commission.	6. Where necessary, the programme shall be amended to take into account the recommendations referred to in paragraph 5 <i>and the progress in achieving the milestones and targets as assessed in the annual performance reports as referred to in Article 26(2)(a).</i> Depending on the impact of the adjustment, the revised programme may shall be approved by the Commission <i>in line with the procedure set out in Article 19 of Regulation (EU) No X [CPR].</i> [AM83]	6. Where necessary, the programme shall be amended to take into account the recommendations referred to in paragraph 5. Depending on the impact of the adjustment, the revised programme may be approved by the Commission.	T COM: T + H TM 14/7/20 COM will work on a drafting suggestion for the 3 Home Funds PRES proposal: Where necessary, the programme in question shall be amended to take into account the recommendations referred to in paragraph 5. Depending on the impact of the adjustment, the revised programme may be approved by the Commission. <i>The revised programme shall be approved by the Commission in the cases referred to in Article 19 of Regulation XXX [CPR]</i> <u>EP disagrees with PRES proposal:</u> <u>EP counter-proposal (may/shall tbd):</u>

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				Where necessary, the programme in question shall be amended to take into account the recommendations referred to in paragraph 5. Depending on the impact of the adjustment, the revised programme [<i>shall/may</i>] be approved by the Commission <i>in accordance with Article 19 of Regulation (EU) No X [CPR]</i>. EP: Achievement of milestones and targets should be taken into account. CION: Targets are not revised. Agreed: the question of "may" or "shall" shall be left to the legal experts
217.	7. Member States shall pursue in particular the actions listed in Annex IV. In the event of unforeseen or new circumstances or to ensure the effective implementation of funding, the Commission shall be empowered to adopt delegated acts in accordance with Article 28 to amend Annex IV.	7. Member States shall pursue in particular the actions listed in Annex IV. In the event of unforeseen or new circumstances or to ensure the effective implementation of funding, the Commission shall be empowered to adopt delegated acts in accordance with Article 28 to amend Annex IV.	7. Member States <i>may</i> shall pursue in particular the actions listed in Annex IV. In the event of unforeseen or new circumstances or to ensure the effective implementation of funding, the Commission shall be empowered to adopt delegated acts in accordance with Article 28 to amend Annex IV.	T COM: T + H Council: don't want to unnecessarily limit MS' room of manoeuvre EP: stick to CION proposal, linked to higher co-financing;
218.	8. Whenever a Member State decides to implement projects with or	8. Whenever a Member State decides to implement	8. Whenever a Member State decides to implement <i>new</i>	T → P, H

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	in a third country, with the support of the Fund, the Member State concerned shall consult the Commission prior to the start of the project.	projects within or in <i>relation to</i> a third country <i>as referred to in Article 5</i> , with the support of the Fund, the Member State concerned shall consult the Commission prior to the start of the project. <i>The Commission shall assess the complementarity and coherence of the projects envisaged with the other actions of the Union and the Member States, in relation to the third country concerned. The Commission shall also check the conformity of the proposed projects with the fundamental rights requirements referred to in Article 3(4).</i> [AM84]	projects with or in a third country, with the support of the Fund, the Member State concerned shall <i>inform</i> consult the Commission prior to the <i>approval</i> start of the project.	Council: changes proposed in order to exclude projects already running and to avoid time lapses. EP: "consult" should stay; can be flexible regarding the timing of the consultation CION: flexible on "new" and "approval".
219.	9. Programming as referred to in Article 17(5) of Regulation (EU) No [CPR] shall be based on the types of intervention set out in Table 1 of Annex VI.	9. Programming as referred to in <i>accordance with</i> Article 17(5) of Regulation (EU) No X [CPR] , <i>each programme shall be based on set out for each specific objective</i> the types of intervention set out in <i>accordance with</i> Table 1 of Annex VI <i>and an indicative</i>	9. Programming as referred to in Article 17(5) of Regulation (EU) No [CPR] shall be based on the types of intervention set out in Table 2 of Annex VI.	T HM 14.07.20 Provisionally agreed: "Programming as referred to in Article 17(5) of Regulation (EU) No [CPR] shall be based on the types of intervention set out in Table 2 of Annex VI and shall include an indicative breakdown of the

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		<i>breakdown of the programmed resources by type of intervention or area of support.</i> [AM85]		programmed resources by type of intervention within each specific objective." Text the same, but table 1 in AMF and BMVI and table 2 in ISF (Title of Annex VI is “types of intervention”)
220.	<i>Article 13</i> Mid-term review	<i>Article 13</i> Mid-term review	<i>Article 13</i> Mid-term review	Not bracketed in ISF, but in the other two files. COM: Should not at least discuss this at technical level? TM 13/11/19: Council has no mandate
221.	1. In 2024, the Commission shall allocate to the programmes of the Member States concerned the additional amount referred to in Article 10(1)(b) in accordance with the criteria referred to in paragraph 2 of Annex I. Funding shall be effective for the period as of the calendar year 2025.	1. In 2024, <i>after</i> <i>informing the European Parliament</i> , the Commission shall allocate to the programmes of the Member States concerned the additional amount referred to in Article 10(1)(b) in accordance with the criteria referred to in paragraph 2 of Annex I. Funding shall be effective for the period as of the calendar year 2025. [AM86]	1. In 2024, the Commission shall allocate to the programmes of the Member States concerned the additional amount referred to in Article 10(1)(b) in accordance with the criteria referred to in paragraph 2 of Annex I. Funding shall be effective for the period as of the calendar year 2025.	See above
222.	2. If at least 10 % of the initial allocation of a programme referred to	2. If at least 1030 % of the initial allocation of a	2. If at least 10 % of the initial allocation of a programme	See above

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	in Article 10(1)(a) has not been covered by interim payment applications submitted in accordance with Article 85 of Regulation (EU) No [CPR], the Member State concerned shall not be eligible to receive the additional allocation for the programme referred to in paragraph 1.	programme referred to in Article 10(1)(a) has not been covered by interim payment applications submitted in accordance with Article 85 of Regulation (EU) No X [CPR], the Member State concerned shall not be eligible to receive the additional allocation for the programme referred to in paragraph 1. [AM87]	referred to in Article 10(1)(a) has not been covered by interim payment applications submitted in accordance with Article 85 of Regulation (EU) No [CPR], the Member State concerned shall not be eligible to receive the additional allocation for the programme referred to in paragraph 1.	
223.		<i>2a. Paragraph 2 shall apply only if the relevant regulatory framework and related acts are in force on 1 January 2022.</i> [AM 160]		See above
224.	3. The allocation of the funds from the thematic facility as from 2025 shall, where appropriate, take into account the progress made in achieving the milestones of the performance framework as referred to in Article 12 of Regulation (EU) No [CPR] and identified implementation shortcomings.	3. The allocation of the funds from the thematic facility as from 2025 shall, where appropriate, take into account the progress made in achieving the milestones of the performance framework as referred to in Article 12 of Regulation (EU) No X [CPR] and identified implementation shortcomings. [AM88]	3. The allocation of the funds from the thematic facility as from 2025 shall, where appropriate, take into account the progress made in achieving the milestones of the performance framework as referred to in Article 12 of Regulation (EU) No [CPR] and identified implementation shortcomings.	See above
225.	<i>Article 14</i> Specific actions	<i>Article 14</i> Specific actions	<i>Article 14</i> Specific actions	Provisionally agreed

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
226.	1. Specific actions are transnational or national projects in line with the objectives of this Regulation for which one, several or all Member States may receive an additional allocation to their programmes.	1. Specific actions are transnational or national projects in line with the objectives of this Regulation for which one, several or all Member States may receive an additional allocation to their programmes.	1. Specific actions are transnational or national projects in line with the objectives of this Regulation for which one, several or all Member States may receive an additional allocation to their programmes.	HM 14.07.20 “bringing Union added value” mentioned after “projects” in AMF and BMVI Council: will test with MS (nm: <i>on EP side, ISF would align</i>)
227.	2. Member States may, in addition to their allocation calculated in accordance with Article 10(1), receive funding for specific actions, provided that it is earmarked as such in the programme and is used to contribute to the implementation of the objectives of this Regulation, including covering newly emerging threats.	2. Member States may, in addition to their allocation calculated in accordance with Article 10(1), receive funding for specific actions, provided that it is earmarked as such in the programme and is used to contribute to the implementation of the objectives of this Regulation, including covering newly emerging threats.	2. Member States may, in addition to their allocation calculated in accordance with Article 10(1), receive funding for specific actions, provided that it is earmarked as such in the programme and is used to contribute to the implementation of the objectives of this Regulation, including covering newly emerging threats.	Provisionally agreed
228.	3. The funding shall not be used for other actions in the programme except in duly justified circumstances and as approved by the Commission through the amendment of the programme.	3. The funding shall not be used for other actions in the programme except in duly justified circumstances and as approved by the Commission through the amendment of the programme.	3. The funding shall not be used for other actions in the programme except in duly justified circumstances and as approved by the Commission through the amendment of the programme.	Provisionally agreed
229.	<i>Article 15</i> Operating support	<i>Article 15</i> Operating support	<i>Article 15</i> Operating support	Provisionally agreed

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
230.	1. Operating support is a part of a Member State's allocation which may be used as support to the public authorities responsible for accomplishing the tasks and services which constitute a public service for the Union.	1. Operating support is a part of a Member State's allocation which may be used as support to the public authorities responsible for accomplishing the tasks and services which constitute a public service for the Union <i>insofar as they contribute to ensuring a high level of security in the Union as a whole.</i> [AM89]	1. Operating support is a part of a Member State's allocation which may be used as support to the public authorities responsible for accomplishing the tasks and services which constitute a public service for the Union.	TM 31.08.20 CNS can accept EP AM without "as a whole" HM 14.07.20 COM will draft a COMP text that would reflect EP AM in ISF but apply also to AMF and BMVI (without "security") EP: if this horizontal text as proposed by COM cannot be agreed upon, will insist on its AM in ISF (without "as a whole", but keeping "security")
231.	2. A Member State may use up to 10 % of the amount allocated under the Fund to its programme to finance operating support for the public authorities responsible for accomplishing the tasks and services which constitute a public service for the Union.	2. A Member State may use up to 10 20 % of the amount allocated under the Fund to its programme to finance operating support for the public authorities responsible for accomplishing the tasks and services which constitute a public service for the Union. [AM90]	2. A Member State may use up to 10 30 % of the amount allocated under the Fund to its programme to finance operating support for the public authorities responsible for accomplishing the tasks and services which constitute a public service for the Union.	T → P Also H in the sense that all three files have operating support. Council: IT systems, PNR, interoperability, maintenance, are all outside of the scope. TM 19/11: COM: maintenance of IT systems was outside the scope in 2014-2020, has been incl. for post 2020 (see line 488)

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				TM 31.08.20 To be discussed at political trilogue Trilogue 08/09/20 EP and COM in favour of 20 % given it is the mean value between the positions CSL sticks to its position To be further discussed
232.	3. A Member State using operating support shall comply with the Union <i>acquis</i> on security.	3. A Member State using operating support shall comply with the Union <i>acquis</i> on security.	3. A Member State using operating support shall comply with the Union <i>acquis</i> on security.	Provisionally agreed
233.	4. Member States shall justify in the programme and in the annual performance reports, as referred to in Article 26, the use of operating support to achieve the objectives of this Regulation. Before the approval of the programme, the Commission shall assess the baseline situation in the Member States which have indicated their intention to request operating support, taking into account the information provided by those Member States as well as recommendations from quality control	4. Member States shall justify in the programme and in the annual performance reports, as referred to in Article 26, the use of operating support to achieve the objectives of this Regulation. Before the approval of the programme, the Commission shall assess the baseline situation in the Member States which have indicated their intention to request operating support, taking into account	4. Member States shall justify in the programme and in the annual performance reports, as referred to in Article 26, the use of operating support to achieve the objectives of this Regulation. Before the approval of the programme, the Commission shall assess the baseline situation in the Member States which have indicated their intention to request operating support, taking into account the information	TM 31.08.20 Provisionally agreed “Member States shall justify in the programme and in the annual performance reports, as referred to in Article 26, the use of operating support to achieve the objectives of this Regulation. Before the approval of the programme, the Commission shall assess the baseline situation in the Member States which have indicated their intention to request operating support, taking into account

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	and evaluation mechanisms such as the Schengen evaluation mechanism and other quality control and evaluation mechanisms.	the information provided by those Member States as well as recommendations from quality control and evaluation mechanisms such as: the Schengen evaluation mechanism, <i>the vulnerability and risk assessment by the European Border and Coast Guard Agency (EBCGA)</i> and other quality control and evaluation mechanisms, <i>as applicable</i> . [AM91]	provided by those Member States as well as recommendations from quality control and evaluation mechanisms such as the Schengen evaluation mechanism and other quality control and evaluation mechanisms.	the information provided by those Member States as well as recommendations from quality control and evaluation mechanisms such as the Schengen evaluation mechanism, <i>the vulnerability and risk assessment by the European Border and Coast Guard Agency (EBCGA)</i> and other quality control and evaluation mechanisms, <i>as applicable</i> ."
234.	5. Operating support shall be concentrated on specific tasks and services as laid down in Annex VII.	5. Operating support shall be concentrated on specific tasks and services <i>actions</i> as laid down in Annex VII. [AM92]	5. Operating support shall be concentrated on specific tasks and services as laid down in Annex VII.	T Terminology TM 13.10.20 Provisionally agreed - "eligible actions" HM 14.07.20: Reference to Annex VII to be aligned to title of annex (tbc) "5. Operating support shall be concentrated on specific tasks and services <i>[eligible actions]</i> as laid down in Annex VII."

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
235.	6. To address unforeseen or new circumstances or to ensure the effective implementation of funding, the Commission shall be empowered to adopt delegated acts in accordance with Article 28 to amend the specific tasks and services in Annex VII.	6. To address unforeseen or new circumstances or to ensure the effective implementation of funding, the Commission shall be empowered to adopt delegated acts in accordance with Article 28 to amend the specific tasks and services in Annex VII.	6. To address unforeseen or new circumstances or to ensure the effective implementation of funding, the Commission shall be empowered to adopt delegated acts in accordance with Article 28 to amend the specific tasks and services in Annex VII.	TM 13.10.20 Provisionally agreed - “eligible actions” HM 14.07.20: Reference to Annex VII to be aligned to title of annex (tbc) "6. To address unforeseen or new circumstances or to ensure the effective implementation of funding, the Commission shall be empowered to adopt delegated acts in accordance with Article 28 to amend the specific tasks and services <i>eligible actions</i> in Annex VII."
236.		<i>Article 15a</i> [AM93]		T, H TM 13.10.20 Provisionally agreed - EP AM dropped

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
237.		<i>Visibility, transparency and communication</i> [AM93]		T, H TM 13.10.20 Provisionally agreed - EP AM dropped
238.		<i>The recipients of Union financing shall comply fully with the visibility, transparency and communication requirements set out in Regulation (EU) No X [CPR].</i> [AM93]		T, H TM 13.10.20 Provisionally agreed - EP AM dropped CION: Not "recipients" but "beneficiaries" Should be careful not to deviate from CPR.
239.	SECTION 3 SUPPORT AND IMPLEMENTATION UNDER DIRECT AND INDIRECT MANAGEMENT	SECTION 3 SUPPORT AND IMPLEMENTATION UNDER DIRECT AND INDIRECT MANAGEMENT	SECTION 3 SUPPORT AND IMPLEMENTATION UNDER DIRECT AND INDIRECT MANAGEMENT	See lines 140-148
240.			<i>Article 15a Eligible entities</i>	T, H As above
241.			<i>1. The following entities may be eligible:</i>	T, H As above
242.			<i>(a) legal entities established in any of the following countries:</i>	T, H As above
243.			<i>(i) a Member State or an overseas country or territory linked to it;</i>	T, H As above

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
244.			<i>(ii) third country listed in the work programme under the conditions specified therein.</i>	T → P, H As above
245.			<i>(b) any legal entity created under Union law or any international organisation.</i>	T, H As above
246.			<i>2. Natural persons are not eligible.</i>	T, H As above
247.			<i>3. Legal entities established in a third country are exceptionally eligible to participate where this is necessary for the achievement of the objectives of a given action.</i>	T → P, H As above
248.			<i>4. Legal entities participating in consortia of at least two independent entities, established in different Member States or overseas countries or territories linked to those states or in third countries, are eligible.</i>	T → P, H As above
249.	<i>Article 16 Scope</i>	<i>Article 16 Scope</i>	<i>Article 16 Scope</i>	Provisionally agreed
250.	Support under this section shall be implemented either directly by the Commission in accordance with point (a) of Article 62(1) of the Financial	Support under this section shall be implemented either directly by the Commission in accordance with point (a) of Article 62(1) of the Financial	Support under this section shall be implemented either directly by the Commission in accordance with point (a) of Article 62(1) of Regulation	T Update of reference

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	Regulation or indirectly in accordance with point (c) of that Article.	Regulation or indirectly in accordance with point (c) of that Article.	(EU, Euratom) 2018/1046 the Financial Regulation or indirectly in accordance with point (c) of that Article.	Provisionally agreed
251.	<i>Article 17</i> Union actions	<i>Article 17</i> Union actions	<i>Article 17</i> Union actions	Provisionally agreed
252.	1. Union actions are transnational project or projects of particular interest to the Union, in line with the objectives of this Regulation.	1. Union actions are transnational project or projects of particular interest to the Union, in line with the objectives of this Regulation.	1. Union actions are transnational project or projects of particular interest to the Union, in line with the objectives of this Regulation.	Provisionally agreed
253.	2. At the Commission's initiative, the Fund may be used to finance Union actions concerning the objectives of this Regulation as referred to in Article 3 and in accordance with Annex III.	2. At the Commission's initiative, the Fund may be used to finance Union actions concerning the objectives of this Regulation as referred to in Article 3 and in accordance with Annex III.	2. At the Commission's initiative, the Fund may be used to finance Union actions concerning the objectives of this Regulation as referred to in Article 3 and in accordance with Annex III.	Provisionally agreed
254.	3. Union actions may provide funding in any of the forms laid down in the Financial Regulation, in particular grants, prizes and procurement. It may also provide financing in the form of financial instruments within blending operations.	3. Union actions may provide funding in any of the forms laid down in the Financial Regulation, in particular grants, prizes and procurement. It may also provide financing in the form of financial instruments within blending operations.	3. Union actions may provide funding in any of the forms laid down in Regulation (EU, Euratom) 2018/1046 the Financial Regulation , in particular grants, prizes and procurement. It may also provide financing in the form of of financial instruments within blending operations.	T Update of reference Provisionally agreed
255.		3 a. Decentralised agencies may also be eligible for		Council: P

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		<i>funding available within the framework of Union actions in order to support transnational actions with European added value.</i> [AM94]		EP: Technical → Political - additional resources needed for agencies for unforeseen important tasks COM: (only in ISF) Council: Agencies are already included under emergency support CION: Should be decided by budgetary authority Trilogue 08/09/20 EP COMP drafting: Exceptionally, decentralised agencies may also be eligible for funding within the framework of Union actions when they assist in the implementation of Union actions falling within the agencies' competence and those actions are not covered by the Union contribution to the budget of the agencies through the annual budget. COM: EP COMP would be a good way forward CSL: good way forward; to check internally

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
256.	4. Grants implemented under direct management shall be awarded and managed in accordance with Title VIII of the Financial Regulation.	4. Grants implemented under direct management shall be awarded and managed in accordance with Title VIII of the Financial Regulation.	4. Grants implemented under direct management shall be awarded and managed in accordance with Title VIII of Regulation (EU, Euratom) 2018/1046 the Financial Regulation.	T Provisionally agreed
257.	5. The evaluation committee, assessing the proposals, may be composed of external experts.	5. The evaluation committee, assessing the proposals, may be composed of external experts.	5. The evaluation committee, assessing the proposals, may be composed of external experts.	Provisionally agreed
258.	6. Contributions to a mutual insurance mechanism may cover the risk associated with the recovery of funds due by recipients and shall be considered a sufficient guarantee under the Financial Regulation. The provisions laid down in [Article X of] Regulation X [successor of the Regulation on the Guarantee Fund] shall apply.	6. Contributions to a mutual insurance mechanism may cover the risk associated with the recovery of funds due by recipients and shall be considered a sufficient guarantee under the Financial Regulation. The provisions laid down in [Article X of] Regulation X [successor of the Regulation on the Guarantee Fund] shall apply.	6. Contributions to a mutual insurance mechanism may cover the risk associated with the recovery of funds due by recipients and shall be considered a sufficient guarantee under Regulation (EU, Euratom) 2018/1046 the Financial Regulation. The provisions laid down in [Article X of] Regulation X [successor of the Regulation on the Guarantee Fund] shall apply.	Council: T, H(?) EP: Technical Update of reference Provisionally agreed
259.	<i>Article 18</i> Blending operations	<i>Article 18</i> Blending operations	<i>Article 18</i> Blending operations	Provisionally agreed
260.	Blending operation decided under this Fund shall be implemented in accordance with the InvestEU	Blending operation decided under this Fund shall be implemented in accordance with the InvestEU	Blending operation decided under this Fund shall be implemented in accordance with	T Provisionally agreed

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	Regulation ⁷⁶ and Title X of the Financial Regulation.	Regulation ⁷⁷ and Title X of the Financial Regulation.	the InvestEU Regulation ⁷⁸ and Title X of Regulation (EU, Euratom) 2018/1046 the Financial Regulation.	
261.	<i>Article 19</i> Technical assistance at the initiative of the Commission	<i>Article 19</i> Technical assistance at the initiative of the Commission	<i>Article 19</i> Technical assistance at the initiative of the Commission	Provisionally agreed
262.	The Fund may support technical assistance measures implemented at the initiative of, or on behalf of, the Commission. Those measures may be financed at the rate of 100%.	The Fund may support technical assistance measures implemented at the initiative of, or on behalf of, the Commission. Those measures, <i>namely preparatory, monitoring, control, audit, evaluation, communication, including corporate communication on the political priorities of the Union in the area of security, visibility and all administrative and technical assistance actions necessary for the implementation of this Regulation and, where appropriate, with third countries,</i> may be financed at the rate of 100%. [AM95]	The Fund may support technical assistance measures implemented at the initiative of, or on behalf of, the Commission. Those measures may be financed at the rate of 100%.	T COM: T, H TM 14/7/2020 Provisionally agreed as follows: "In accordance with Article 29 of Regulation (EU) No [CPR], the instrument[Fund] may support technical assistance implemented at the initiative of, or on behalf of, the Commission at a financing rate of 100 %. " COM: CPR applies exceptionally also to technical assistance at the initiative of the Commission and the scope of that is defined and specified in detail following EP amendments (article 29 of CPR).

⁷⁶ Full reference.

⁷⁷ Full reference.

⁷⁸ Full reference.

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
263.	<i>Article 20</i> Audits	<i>Article 20</i> Audits	<i>Article 20</i> Audits	Provisionally agreed
264.	Audits on the use of Union contribution carried out by persons or entities, including by other than those mandated by the Union institutions or bodies, shall form the basis of the overall assurance pursuant to Article 127 of the Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union].	Audits on the use of Union contribution carried out by persons or entities, including by other than those mandated by the Union institutions or bodies, shall form the basis of the overall assurance pursuant to Article 127 of the Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union].	Audits on the use of Union contribution carried out by persons or entities, including by other than those mandated by the Union institutions or bodies, shall form the basis of the overall assurance pursuant to Article 127 of the Regulation (EU) No [Regulation on the financial rules applicable to the general budget of the Union] Regulation (EU, Euratom) 2018/1046.	T COM: T, H Update of reference Provisionally agreed
265.	<i>Article 21</i> Information, communication and publicity	<i>Article 21</i> Information, communication and publicity	<i>Article 21</i> Information, communication and publicity	Provisionally agreed
266.	1. The recipient of Union funding shall acknowledge the origin and ensure the visibility of the Union funding, in particular when promoting the actions and their results by providing coherent, effective and proportionate targeted information to multiple audiences, including media and the public.	1. The recipient of Union funding shall acknowledge the origin and ensure the visibility of the Union funding, in particular when promoting promote the actions and their results by providing coherent, effective and proportionate targeted meaningful information to multiple relevant audiences, including	The recipient of Union funding shall acknowledge the origin and ensure the visibility of the Union funding, in particular when promoting the actions and their results by providing coherent, effective and proportionate targeted information to multiple audiences, including media and the public, except where it is	T, P, H COM compromise proposal 15/10/20: 1.The recipient of Union funding shall acknowledge the origin and ensure the visibility of the Union funding, in particular when promoting the actions and their results by providing coherent, effective, meaningful and proportionate information to multiple audiences, including the media and

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		media and the public <i>in the relevant language. To ensure the visibility of Union funding, recipients of Union funding shall make reference to its origin when communicating the action. To that end, recipients shall ensure that any communication to the media and the general public displays the Union's emblem and mentions explicitly the Union's financial support.</i> [AM96]	<i>restricted due to its classified or confidential nature, particularly concerning security, public order, criminal investigations and the protection of personal data, according to applicable law.</i>	the public. Visibility shall be ensured and information shall be provided except in duly justified cases where public display is not possible or appropriate or information is restricted by law in particular due to having due regard for the requirements of confidentiality, and reasons of security, public order, criminal investigations or in particular the protection of personal data. To ensure the visibility of Union funding, recipients of Union funding should refer to its origin when communicating on the action and display the Union emblem. <u>Accompanying recital:</u> When promoting the actions supported by this Fund, the recipients of Union funding should provide information in the languages relevant to the target audience. To ensure the visibility of Union funding, recipients of Union funding should refer to its origin when communicating on the action. To this end, recipients should ensure that all communications to the

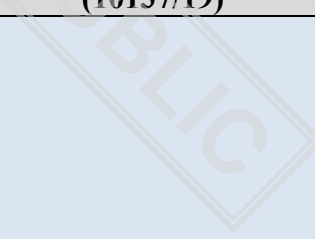
	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				media and the public, display the Union emblem, and explicitly mention the Union's financial support. To be discussed at horizontal meeting on 18/11 Council: to reflect on this EP: transparency concerns; to reflect COM compromise proposal (19/12+23/3/20): "1. The recipient of Union funding shall acknowledge the origin and ensure the visibility of the Union funding, in particular when promoting the actions and their results by providing coherent, effective, meaningful and proportionate information to multiple audiences, including the media and the public, having due regard for the requirements of confidentiality and security, in particular the protection of personal data. To ensure the visibility of Union funding, recipient of Union funding shall refer to its origin when

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				communicating on the action and display the Union emblem. <u>Accompanying recital:</u> When promoting the actions supported by this [Fund/Instrument], the recipients of Union funding should provide information in the languages relevant to the target audience. To ensure the visibility of Union funding, recipients of Union funding should refer to its origin when communicating on the action. To this end, recipients should ensure that all communications to the media and the public, display the Union emblem, and explicitly mention the Union's financial support." EP: could agree with this COM proposal if text of recital proposed for paragraph 3 is added to the paragraph 3 of the Article <u>Council:</u> will discuss the COM compromise proposal internally. <u>HM 14.07.20</u> COM will draft a COMP proposal for the Council's addition on confidentiality, also taking into

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				<u>account the corresponding provisions in force (art.33 horizontal regulation)</u>
267.	2. The Commission shall implement information and communication actions relating to the Fund and its actions and results. Financial resources allocated to the Fund shall also contribute to the corporate communication of the political priorities of the Union, as far as they are related to the objectives of this Regulation.	2. <i>To reach the widest possible audience</i> , the Commission shall implement information and communication actions relating to the Fund and its actions and results. <i>In particular, the Commission shall publish information concerning the development of the annual and multiannual programmes of the thematic facility. The Commission shall also publish the list of operations selected for support under the thematic facility on a publicly available website and shall update that list regularly.</i> Financial resources allocated to the Fund shall also contribute to the <i>communication, notably</i> corporate communication, of the political priorities of the Union, as far as they are related to the objectives of this Regulation. [AM97]	2. The Commission shall implement information and communication actions relating to the Fund and its actions and <i>to the results obtained.</i> Financial resources allocated to the Fund shall also contribute to the corporate communication of the political priorities of the Union, as far as they are related to the objectives of this Regulation.	T, P, H To be discussed at horizontal meeting on 18/11 COM compromise proposal (19/12): "To reach the widest possible audience, the Commission shall implement information and communication actions relating to this [Fund/instrument], its actions and results. Financial resources allocated to this instrument shall also contribute to the corporate communication on the political priorities of the Union, as far as they are related to the objectives of this Regulation. <u>Accompanying recital</u> (could be added to the recital on Union Actions): The Commission may use financial resources under this [Fund/instrument] to promote best practices and exchange information as regards to the implementation of the instrument."

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				EP: could agree with this COM proposal if text of recital proposed for paragraph 2a is added to the paragraph 2a of the Article If COM confirms that art. 38(2) of the Financial Regulation requires it to publish information per action selected for support, the EP could accept the COMP proposal <u>Council: will discuss the COM compromise proposal internally.</u> <u>HM 14.07.20</u> <u>To be further discussed</u>
268.		2 a. The Commission shall publish the information referred to in paragraph 2 in open, machine readable formats that allow data to be sorted, searched, extracted, compared and reused, as set out in Article 5(1) of Directive 2003/98/EC of the European Parliament and of the Council^{1a}. It shall be possible to sort the data by priority,		T, H To be discussed at horizontal meeting on 18/11 Council: Open to this but unsure what "open, machine readable" means. EP: to reflect on this. To check ref to Dir 2003/98

^{1a} Directive 2003/98/EC of the European Parliament and of the Council of 17 November 2003 on the re-use of public sector information (OJ L 345, 31.12.2003, p. 90).

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		<i>specific objective, total eligible cost of operations, total cost of projects, total cost of procurement procedures, name of beneficiary and name of contractor.</i>[AM98]		CION: not opposed as such, but to the drafting, will check Financial Regulation. COM compromise proposal (19/12+23/3/20): "The Commission shall publish the programmes of the thematic facility. For support provided under direct and indirect management, the Commission shall publish the information referred to in Article 38(2) of Regulation (EU, Euratom) 1046/2018 on a publicly available website and shall update that information regularly. This information shall be published in open, machine-readable format which allows data to be sorted, searched, extracted and compared. <u>Accompanying recital:</u> The Commission should publish information on the support provided from the thematic facility under direct or indirect management in a timely manner and update this information where appropriate. It should be possible to sort the data by specific objective, maximum funding from the EU budget and name of beneficiary."

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				EP: could agree with this COM proposal if text of recital proposed for paragraph 2a is added to the paragraph 2a of the Article <u>Council: will discuss the COM compromise proposal internally and get back</u> <u>EP could accept the COMP proposal with technical adjustment ('shall' instead of 'should')</u> <u>Council: under scrutiny. The role of the Commission ("may decide" instead of "shall") should be clarified</u> HM 14.07.20 Provisionally agreed - COM proposal +EP changes (shall/should) (tbc by Council)
269.	SECTION 4 SUPPORT AND IMPLEMENTATION UNDER SHARED, DIRECT AND INDIRECT MANAGEMENT	SECTION 4 SUPPORT AND IMPLEMENTATION UNDER SHARED, DIRECT AND INDIRECT MANAGEMENT	SECTION 4 SUPPORT AND IMPLEMENTATION UNDER SHARED, DIRECT AND INDIRECT MANAGEMENT	Provisionally agreed

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
270.	<i>Article 22</i> Emergency assistance	<i>Article 22</i> Emergency assistance	<i>Article 22</i> Emergency assistance	Provisionally agreed
271.	1. The Fund shall provide financial assistance to address urgent and specific needs in the event of an emergency situation resulting from a security-related incident or newly emerging threat within the scope of this Regulation which has or may have a significant adverse impact on the security of people in one or more Member States;	1. The Fund shall The Commission may decide to provide financial assistance from the Fund to address urgent and specific needs in the event of an a duly justified emergency situation resulting . Those situations can result from a security-related incident, or newly emerging threat or newly detected vulnerability within the scope of this Regulation which has or may have a significant adverse impact on the security of people, public spaces or critical infrastructure in one or more Member States. In such cases, it shall inform the European Parliament and the Council in a timely manner. [AM99]	1. The Fund shall provide financial assistance to address urgent and specific needs in the event of an emergency situation resulting from a security-related incident or newly emerging threat within the scope of this Regulation which has or may have a significant adverse impact on the security of people in one or more Member States;	T, P, H TM 16/10 EP: transparency issue. Wants to be better informed by CION. Council: Linked to transparency and information TM 13/11 Council: Haven't changed substance, just moved it to definitions. Will reflect on EP amendment EP: Too narrow to only refer to "people" CION: to reflect on information to EP, in flexible manner <u>COM (23/03/20):</u> The Fund shall provide financial assistance to address urgent and specific needs in the event of a duly justified emergency situation, as defined in point [...] of Article 2. In response to such a duly justified emergency situation, the

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				<i>Commission may decide to provide emergency assistance within the limits of available resources.</i> EP could accept compromise proposal of COM as slightly adjusted. HM 14.07.20 Council to come back - role of Commission should be clarified (may decide/shall decide)
272.	2. Emergency assistance may take the form of grants awarded directly to the decentralised agencies.	2. Emergency assistance may take the form of grants awarded directly to the decentralised agencies.	2. Emergency assistance may take the form of grants awarded directly to the decentralised agencies.	Provisionally agreed
273.	3. Emergency assistance may be allocated to Member States' programmes in addition to their allocation calculated in accordance with Article 10(1), provided that it is earmarked as such in the programme. This funding shall not be used for other actions in the programme except in duly justified circumstances and as approved by the Commission through the amendment of the programme.	3. Emergency assistance may be allocated to Member States' programmes in addition to their allocation calculated in accordance with Article 10(1), provided that it is earmarked as such in the programme. This funding shall not be used for other actions in the programme except in duly justified circumstances and as approved by the Commission through the amendment of the programme.	3. Emergency assistance may be allocated to Member States' programmes in addition to their allocation calculated in accordance with Article 10(1), provided that it is earmarked as such in the programme. This funding shall not be used for other actions in the programme except in duly justified circumstances and as approved by the Commission through the amendment of the programme. <i>Pre-financing for emergency</i>	Provisionally agreed

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
			<i>assistance may amount to 95% of the Union contribution, subject to the availability of funds.</i>	
274.	4. Grants implemented under direct management shall be awarded and managed in accordance with Title VIII of the Financial Regulation.	4. Grants implemented under direct management shall be awarded and managed in accordance with Title VIII of the Financial Regulation.	4. Grants implemented under direct management shall be awarded and managed in accordance with Title VIII of Regulation (EU, Euratom) 2018/1046 the Financial Regulation.	T, H Update of reference Provisionally agreed
275.		4 a. Where necessary for the implementation of the action, emergency assistance may cover expenditure that was incurred prior to the date of submission of the grant application or the request for assistance, but not prior to 1 January 2021. [AM100]		T, H TM 13.10.20 Provisionally agreed - EP AM dropped
276.	<i>Article 23</i> Cumulative, complementary and combined funding	<i>Article 23</i> Cumulative, complementary and combined funding	<i>Article 23</i> Cumulative, complementary and combined Alternative funding	Horizontal amendment proposed by COM: “Cumulative and alternative funding” <i>EP cannot agree to the new title at this stage.</i> To check if there is an agreement on a different title across MFF proposals.

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				To be discussed further. HM 14.07.20 Current COM proposal is “alternative” funding, which refers to Par. 2
277.	1. An action that has received a contribution under the Fund may also receive a contribution from any other Union programme, including Funds under shared management, provided that the contributions do not cover the same costs. The rules of each contributing Union programme shall apply to its respective contribution to the action. The cumulative funding shall not exceed the total eligible costs of the action and the support from the different Union programmes may be calculated on a pro-rata basis in accordance with the documents setting out the conditions for support.	1. An action operation that has received a contribution under the Fund may also receive a contribution from any other Union programme, including Funds under shared management, provided that the contributions do not cover the same costs. The rules of each contributing Union programme shall apply to its respective contribution to the action. The cumulative funding shall not exceed the total eligible costs of the action operation and the support from the different Union programmes may be calculated on a pro-rata basis in accordance with the documents setting out the conditions for support.[AM101]	1. An action that has received a contribution under the Fund may also receive a contribution from any other Union programme, including Funds under shared management, provided that the contributions do not cover the same costs. The rules of each contributing Union programme shall apply to its respective contribution to the action. The cumulative funding shall not exceed the total eligible costs of the action and the support from the different Union programmes may be calculated on a pro-rata basis in accordance with the documents setting out the conditions for support.	T COM: T, H TM on horizontal issues: use “action” instead of “operation” HM 14.07.20 COM to propose a recital for AMF as a possible compromise.
278.	2. Actions awarded a seal of Excellence certification, or which	Actions Operations awarded a seal of Excellence certification,	2. Actions awarded a seal of Excellence certification	T COM: T, H

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	comply with the following cumulative comparable conditions:	or which comply with the following cumulative comparable conditions:[AM102]	under this Fund by complying, or which comply with the following cumulative comparable conditions:	<u>COM (23/03/20):</u> Actions awarded a seal of Excellence certification, or which comply with the following cumulative comparative conditions: Council: To clarify the removal of "or". HM 14.07.20 EP: drafting still does not 100% clarify that projects awarded a seal of Excellence are all those that respect the conditions below TM on horizontal issues: use “action” instead of “operation” COM: “or” should be deleted
279.	(a) they have been assessed in a call for proposals under the Fund;	(a) they have been assessed in a call for proposals under the Fund;	(a) they have been assessed in a call for proposals under the Fund;	(a) they have been assessed in a call for proposals under the Fund;
280.	(b) they comply with the minimum quality requirements of that call for proposals;	(b) they comply with the minimum quality requirements of that call for proposals;	(b) they comply with the minimum quality requirements of that call for proposals;	(b) they comply with the minimum quality requirements of that call for proposals;
281.	(c) they may not be financed under that call for proposals due to budgetary constraints	(c) they may not be financed under that call for proposals due to budgetary constraints	(c) they may not be financed under that call for proposals due to budgetary constraints	(c) they may not be financed under that call for proposals due to budgetary constraints

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
282.	may receive support from the European Regional Development Fund, the Cohesion Fund, the European Social Fund+ or the European Agricultural Fund for Rural Development, in accordance with paragraph 5 of Article [67] of Regulation (EU) X [CPR] and Article [8] or Regulation (EU) X [Financing, management and monitoring of the Common Agricultural Policy], provided that such actions are consistent with the objectives of the programme concerned. The rules of the Fund providing support shall apply.	may receive support from the European Regional Development Fund, the Cohesion Fund, the European Social Fund+ or the European Agricultural Fund for Rural Development, in accordance with paragraph 5 of Article [67] of Regulation (EU) X [CPR] and Article [8] or Regulation (EU) X [Financing, management and monitoring of the Common Agricultural Policy], provided that such actions operations are consistent with the objectives of the programme concerned. The rules of the Fund providing support shall apply.[AM103]	may receive support from the European Regional Development Fund, the Cohesion Fund , or the European Social Fund+ or the European Agricultural Fund for Rural Development, in accordance with paragraph 5 of Article [67] of Regulation (EU) X [CPR] and Article [8] of Regulation (EU) X [Financing, management and monitoring of the Common Agricultural Policy], provided that such actions are consistent with the objectives of the programme concerned. The rules of the Fund providing support shall apply.	T COM: T, H TM on horizontal issues COM: “the Cohesion Fund” and “or the European Agricultural Fund for Rural Development” should be deleted COM proposal: may receive support from the European Regional Development Fund or the European Social Fund+, in accordance with paragraph 5 of Article [67] of Regulation (EU) ../.. [Common Provisions Regulation] + new Recital (horizontal to all directly managed programmes): In order to optimise the added value from investments funded wholly or in part through the budget of the Union, synergies should be sought in particular between the [insert name of the programme covered by the given basic act] and other Union programmes, including those under shared-management. To maximise

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				those synergies, key enabling mechanisms should be ensured, including cumulative funding in an action from [the Fund/Instrument] and another Union programme, as long as such cumulative funding does not exceed the total eligible costs of the action. For that purpose, this Regulation should set out appropriate rules, in particular on the possibility to declare the same cost or expenditure on a pro-rata basis to [the Fund/Instrument] and another Union programme. EP: could accept the compromise proposal for the article if the text on CPR has been agreed upon in trilogues. EP is not convinced about the need for this new recital, in particular as EP is not sure that rules on the possibility to declare the same cost or expenditure on a pro-rata basis are actually laid down in the operative part of the JHA Fund regulations. Council: positive scrutiny

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
283.	SECTION 5 MONITORING, REPORTING AND EVALUATION	SECTION 5 MONITORING, REPORTING AND EVALUATION	SECTION 5 MONITORING, REPORTING AND EVALUATION	
284.	Sub-section 1 Common provisions	Sub-section 1 Common provisions	Sub-section 1 Common provisions	
285.	<i>Article 24</i> Monitoring and reporting	<i>Article 24</i> Monitoring and reporting	<i>Article 24</i> Monitoring and reporting	
286.	1. In compliance with its reporting requirements pursuant to Article [43(3)(h)(i)(iii)] of the Financial Regulation, the Commission shall present to the European Parliament and the Council information on performance in accordance with Annex V.	1. In compliance with its reporting requirements pursuant to Article [43(3)(h)(i)(iii)] of the Financial Regulation, the Commission shall present to the European Parliament and the Council information on performance in accordance with Annex V.	1. In compliance with its reporting requirements pursuant to Article 41(3)(h)(iii) [43(3)(h)(i)(iii)] of Regulation (EU, Euratom) 2018/1046 the Financial Regulation , the Commission shall present to the European Parliament and the Council information on performance in accordance with Annex V.	T COM: T, H HM 9/9/20: Provisionally agreed: "In compliance with its reporting requirements pursuant to Article 41(3)(h)(iii) of Regulation (EU, Euratom) 2018/1046, the Commission shall present to the European Parliament and the Council information on performance in accordance with Annex V."
287.	2. The Commission shall be empowered to adopt delegated acts in accordance with Article 28 to amend Annex V in order to make the necessary adjustments to the information on performance to be	2. The Commission shall be empowered to adopt delegated acts in accordance with Article 28 to amend Annex V in order to make the necessary adjustments to the information on performance to	2. The Commission shall be empowered to adopt delegated acts in accordance with Article 28 to amend Annex V in order to make the necessary adjustments to the information on performance to be provided	

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	provided to the European Parliament and the Council.	be provided to the European Parliament and the Council.	to the European Parliament and the Council.	
288.	3. The indicators to report on progress of the Fund, towards the achievement of the specific objectives set out in Article 3, are set out in Annex VIII. For output indicators, baselines shall be set at zero. The milestones set for 2024 and targets set for 2029 shall be cumulative.	3. The i Indicators to report on progress of the Fund, towards the achievement of the specific objectives set out in Article 3, are set out in Annex VIII. For output indicators, baselines shall be set at zero. The milestones set for 2024 and targets set for 2029 shall be cumulative. <i>Upon request, the Commission shall make the data on the output and result indicators it has received available to the European Parliament and to the Council.</i> [AM104]	3. The i Indicators to report on progress of the Fund, towards the achievement of the specific objectives set out in Article 3, are set out in Annex VIII. For output indicators, baselines shall be set at zero. The milestones set for 2024 and targets set for 2029 shall be cumulative.	T COM: T, H EP: Horizontal discussion on Annexes linked to indicators is needed to clarify the links between Annexes V and VIII and between output and result indicators; 14.07.20 Council: suggests that there may be more clarity after going through indicators in Annex V and Annex VIII COM: HOME indicators will be available on the open data platform Hor mtg on 9/9/20: Council - questions on how data would be published, for what purpose, would publication be a legal obligation? COM - it would be electronic EP - data should be available for EP at request, does not need to entail publication

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				COM: To clarify if in the CPR if there is an obligation to publish. To be discussed further
288 a			<i>3a. The Commission shall also report on the share of the thematic facility used for supporting actions in or in relation to third countries.</i>	
289.	4. The performance reporting system shall ensure that data for monitoring programme implementation and results are collected efficiently, effectively, and in a timely manner. To that end, proportionate reporting requirements shall be imposed on recipients of Union funds and where relevant Member States.	4. The performance reporting system shall ensure that data for monitoring programme implementation and results are collected efficiently, effectively, and in a timely manner. To that end, proportionate reporting requirements shall be imposed on recipients of Union funds and where relevant Member States.	4. The performance reporting system shall ensure that data for monitoring programme implementation and <i>the</i> results are collected efficiently, effectively, and in a timely manner. To that end, proportionate reporting requirements shall be imposed on recipients of Union funds and, where relevant <i>appropriate, on</i> Member States.	
290.	5. In order to ensure effective assessment of the progress of the Fund towards the achievement of its objectives, the Commission shall be empowered to adopt delegated acts in accordance with Article 28 to amend Annex VIII to review and complement	5. In order to ensure effective assessment of the progress of the Fund towards the achievement of its objectives, the Commission shall be empowered to adopt delegated acts in accordance	5. In order to To ensure effective assessment of the progress of the Fund's <i>progress</i> towards the achievement of its objectives, the Commission shall be <i>is</i> empowered to adopt delegated acts in accordance	T COM: T, H HM 09.09.20 COM proposal provisionally agreed as follows:

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	the indicators where necessary and to supplement this Regulation with provisions on the establishment of a monitoring and evaluation framework, including for project information to be provided by the Member States.	with Article 28 to amend Annex VIII to review and complement the indicators where necessary and to supplement this Regulation with provisions on the establishment of a monitoring and evaluation framework, including for project information to be provided by the Member States. <i>Qualitative indicators shall be included for the assessment.</i> [AM105]	with Article 28 to amend Annex VIII to review and/or complement the indicators where <i>considered</i> necessary and to supplement this Regulation with provisions on the establishment of a monitoring and evaluation framework, including for project information to be provided by the Member States. <i>Any amendment to the content of Annex VIII shall only start to apply in the first accounting year following the year of adoption of the delegated act.</i>	"5. In order to ensure effective assessment of the progress of the Fund towards the achievement of its objectives, the Commission shall be empowered to adopt delegated acts in accordance with Article 32 to amend Annex VIII to review and complement the indicators where necessary and to supplement this Regulation with provisions on the establishment of a monitoring and evaluation framework, including for project information to be provided by the Member States. Any amendment to Annex VIII shall apply only to projects selected after its entry into force. "
291.	<i>Article 25</i> Evaluation	<i>Article 25</i> Evaluation	<i>Article 25</i> Evaluation	
292.	1. The Commission shall carry out a mid-term and a retrospective evaluation of this Regulation, including the actions implemented under this Fund.	1. <i>By 31 December 2024,</i> the Commission shall carry out a mid-term and a retrospective <i>present a mid-term</i> evaluation of this Regulation, including the actions implemented under this Fund. <i>The mid-term evaluation shall examine the</i>	1. The Commission shall carry out a mid-term and a retrospective evaluation of this Regulation, including the actions implemented under this Fund.	Council: T, H, maybe P EP: Political, Horizontal COM: T, H HM 9/9/20: EP presented a new proposal for the whole article, including a paragraph only applicable to ISF.

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		<i>effectiveness, efficiency, relevance and coherence of the Fund. More specifically, it shall include an assessment of:[AM106]</i>		Council to review EP's proposal with MS and provide feedback. Take into consideration CPR Art. 40. Council - questions whether compulsory midterm evaluation is needed as new legislative proposal would take too much time to agree COM - evaluation included in CPR (article 40), deadlines fixed there, need for consistency with CPR regarding content of evaluation; no automatic relationship between evaluations and legislative proposals; for mid-term review main aim not legislative proposal, just to see if programme is on track Article 40 in CPR Council - feedback from Commission requested EP COMP proposal: <i>1. By 31 December 2024, the Commission shall present a mid-term</i>

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				evaluation of this Regulation. <i>The mid-term evaluation shall assess the following:</i>
293.		<i>(a) the progress made towards the achievement of the objectives of this Regulation, taking into account all relevant information already available, in particular the annual performance reports referred to in Article 26 and the output and result indicators set out in Annex VIII; [AM106]</i>		Council: T EP: Political, Horizontal COM: T, H EP COMP proposal 9.9.20: <i>(a) the effectiveness of the Fund, including the progress made towards the achievement of the objectives of this Regulation, taking into account all relevant information already available, in particular [the annual performance reports referred to in Article 26 and] the output and result indicators set out in Annex VIII;</i>
294.		<i>(b) the European added value of actions and operations implemented under this Fund; [AM106]</i>		Council: T EP: Political, Horizontal COM: T, H EP COMP proposal 9.9.20: <i>(b) the efficiency of the use of resources allocated to the Fund and of the management and control measures put in place to implement it;</i>

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
295.		<i>(c) the appropriateness of the implementation measures set out in Article 3 a to address existing and emerging security challenges; [AM106]</i>		Council: T EP: Political, Horizontal COM: T, H EP COMP proposal 9.9.20: <i>(c) the continued relevance and appropriateness of the implementation measures set out in Annex II;</i> EP - paragraph to be adjusted for each fund;
296.		<i>(d) the longer-term impacts and the sustainability effects of the Fund; [AM106]</i>		Council: T EP: Political, Horizontal COM: T, H EP COMP proposal 9.9.20: <i>(d) the coordination, coherence and complementarity between the actions supported under the Fund and support provided by other Union funds</i>
297.		<i>(e) the complementarity and coherence between the actions supported under this Fund and support provided by other Union funds. [AM106]</i>		Council: T EP: Political, Horizontal COM: T, H EP COMP proposal 9.9.20: <i>(e) the European added value of actions implemented under the Fund;</i>

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
298.		<i>That compulsory midterm evaluation shall take into account retrospective evaluation results on the long-term impact of the previous instrument for financial support for internal security for the period 2014-2020, the Internal Security Fund-Police. The evaluation shall, as appropriate, be accompanied by a legislative proposal for the revision of this Regulation. [AM106]</i>		Council: T EP: Political, Horizontal COM: T, H EP COMP proposal 9.9.20: <i>That compulsory midterm evaluation shall take into account retrospective evaluation results on the long-term impact of the previous instrument for financial support for internal security (ISF-police)/asylum, migration and integration (AMIF)/border management and visa (ISF-borders) for the period 2014-2020. The evaluation shall, as appropriate, be accompanied by a legislative proposal for the revision of this Regulation.</i> EP agreed to withdraw the word "compulsory"; possibility of legislative adjustment to be kept
299.		<i>1 a. By 31 January 2030, the Commission shall carry out a retrospective evaluation of this Regulation. By the</i>		Council: T EP: Political, Horizontal COM: T, H

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		<i>same date, the Commission shall submit an evaluation report to the European Parliament and to the Council, which includes the elements listed in paragraph 1. In that regard, the longer-term impacts of the instrument shall be evaluated with a view to feeding into a decision on a possible renewal or modification of a subsequent fund. [AM107]</i>		TM on horizontal issues 4/12: COM/Council: The date in the CPR is end 2031. This would not allow to have the evaluation ready for the planning of the new funding period EP COMP proposal 9.9.20: 1 a. By 31 December 2030, the Commission shall present a retrospective evaluation of this Regulation. By the same date, the Commission shall submit an evaluation report to the European Parliament and to the Council, which shall include the elements listed in paragraph 1. In addition, the longer-term impacts of the Fund shall be evaluated with a view to feeding into a decision on a possible renewal or modification of a subsequent fund.
300.	2. The mid-term and the retrospective evaluation shall be carried out in a timely manner to feed into the decision-making process in accordance with the timeline set out	2. The mid-term and the retrospective evaluation shall be carried out in a timely manner to feed into the decision-making process in	2. The mid-term and the retrospective evaluation shall be carried out in a timely manner to feed into the decision-making process in accordance with the	Council: T EP: Technical, Horizontal COM: T, H EP COMP proposal 9.9.20 (ISF only):

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	Article 40 of Regulation (EU) No [CPR].	accordance with the timeline set out Article 40 of Regulation (EU) No [CPR] <i>made publicly available and submitted to the Parliament without delay to ensure full transparency. The Commission shall ensure that the evaluations do not include information the dissemination of which may create a risk for the safety or privacy of individuals or jeopardise security operations.</i> [AM108]	timeline set out Article 40 of Regulation (EU) No [CPR].	2. <i>The mid-term and the retrospective evaluation shall be submitted to the Parliament and the Council without delay and shall be made publicly available. The Commission shall ensure that the evaluations do not include information the dissemination of which may create a risk for the safety or privacy of individuals or jeopardise security operations.</i> EP COMP proposal 9.9.20 - to be added to ISF for consistency: 3. <i>In its mid-term review and retrospective evaluation, the Commission shall pay particular attention to the evaluation of actions by, in or in relation to third countries in accordance with Article 5, Article 6 and Article 13(8) (AMIF) / Article 5 and Article 12(10) and (11) (BMVI)/ Article 5 and 12 (10) and (11) (ISF).</i>
301.	Sub-section 2 Rules for shared management	Sub-section 2 Rules for shared management	Sub-section 2 Rules for shared management	
302.	<i>Article 26</i> Annual performance reports	<i>Article 26</i> Annual performance reports	<i>Article 26</i> Annual performance review reports	Council: T EP: Technical, Horizontal

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
303.	1. By 15 February 2023 and by the same date of each subsequent year up to and including 2031, Member States shall submit to the Commission the annual performance report as referred to in Article 36(6) of Regulation (EU) No [CPR]. The report submitted in 2023 shall cover the implementation of the programme until 30 June 2022.	1. By 15 February 2023 and by the same date of each subsequent year up to and including 2031, Member States shall submit to the Commission the annual performance report as referred to in Article 36(6) of Regulation (EU) No X [CPR]. The report submitted in 2023 shall cover the implementation of the programme until 30 June 2022. Member States shall publish those reports on a dedicated website and forward them to the European Parliament and the Council. [AM109]	1. <i>For the purpose of the annual performance review as referred to in article 36 of Regulation (EU).../... [CPR],</i> By 15 February 2023 and by the same date of each subsequent year up to and including 2031, Member States shall submit to the Commission the annual performance report as referred to in Article 36(6) of Regulation (EU).../2021 [Common Provisions Regulation]. <i>The reporting period shall cover the last accounting year as defined in Article 2(28) of Regulation (EU).../... [CPR], preceding the year of submission of the report.</i> The report submitted in on 15 February 2023 shall cover the implementation of the programme in the period from 1 January 2021 to 30 June 2022.	Council: T EP: Political, Horizontal COM: T, H To be further discussed Council, EP: To be put on hold until developments in CPR are clearer (meeting or report)
304.	2. The annual performance report shall in particular include information on:	2. The annual performance report shall in particular include information on:	2. The annual performance report shall in particular include information on:	Council: T EP: Technical, Horizontal COM: T, H Depends on solution for paragraph 1

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
305.	(a) the progress in the implementation of the programme and in achieving the milestones and targets, taking into account the latest data as required by Article 37 of Regulation (EU) No [CPR];	(a) the progress in the implementation of the programme and in achieving the milestones and targets, taking into account the latest data as required by Article 37 of Regulation (EU) No [CPR];	(a) the progress in the implementation of the programme and in achieving the milestones and targets, taking into account the latest data as required by Article 37 of Regulation (EU) No [CPR];	EP agrees to revert to COM text also in AMF/BMVI
306.		<i>(a a) a breakdown of the annual accounts of the national programme into recoveries, pre-financing to final beneficiaries and expenditure actually incurred;</i> [AM110]		Council: T EP: Technical, Horizontal. Linked to Recital (46) - line 64 COM: T, H EP to reflect on amendment HM 14.07.20: EP insists to keep AM as based on ECA recommendation (e.g. report Audit in brief 2017, p.37)
307.	(b) any issues affecting the performance of the programme and the actions taken to address them;	(b) any issues affecting the performance of the programme and the actions taken to address them, <i>including reasoned opinions issued by the Commission in respect of an infringement procedure under Article 258;</i> [AM111]	(b) any issues affecting the performance of the programme and the actions taken to address them;	Council: T EP: Technical, Horizontal COM: T, H Council to consult internally - EP waiting for Council to come back
308.	(c) the complementarity between the actions supported by the Fund and support provided by other Union	(c) the complementarity, <i>coordination and coherence</i> between the actions supported by the Fund and	(c) the complementarity between the actions supported by the Fund and support provided by other Union funds,	Council: T EP: Technical, Horizontal COM: T, H

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	funds, in particular those in or in relation to third countries;	support provided by other Union funds, in particular those in or in relation to third countries. [AM112]	in particular those in or in relation to third countries;	Council to consult internally HM 14.07.20: EP asks CSL to accept EP addition “coordination and coherence” in the first part of the paragraph. Regarding the second part: after the words “in particular”, EP believes that the wording used in each Regulation can reflect the different relationship that each of the Funds has with other programmes.
309.	(d) the contribution of the programme to the implementation of the relevant Union <i>acquis</i> and action plans;	(d) the contribution of the programme to the implementation of the relevant Union <i>acquis</i> and action plans;	(d) the contribution of the programme to the implementation of the relevant Union <i>acquis</i> and action plans;	
310.		(d a) compliance with fundamental rights requirements; [AM113]		Council: T, maybe P EP: Political, Horizontal COM: T, maybe P, H HM 14.07.20: COM considers this covered by point (f) as FR compliance is an enabling condition in CPR EP suggests to add this wording in point (f) - see line 312

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
311.	(e) the implementation of communication and visibility actions;	(e) the implementation of communication and visibility actions;	(e) the implementation of communication and visibility actions;	Council: T, maybe P EP: Political, Horizontal COM: T, maybe P, H HM 14.07.20: Council to explain the deletion of paragraph (e)
312.	(f) the fulfilment of the enabling conditions and their application throughout the programming period.	(f) the fulfilment of the enabling conditions and their application throughout the programming period.	(e) the fulfilment of the enabling conditions and their application throughout the programming period.	EP suggests to add words from 310 in point (f), which would then read as follows: (f) “the fulfilment of the applicable enabling conditions, in particular compliance with fundamental rights, and their application throughout the programming period
313.	3. The Commission may make observations on the annual performance report within two months of the date of its receipt. Where the Commission does not provide observations within that deadline, the report shall be deemed to have been accepted.	3. The Commission may make observations on the annual performance report within two months of the date of its receipt. Where the Commission does not provide observations within that	3. The Commission may make observations on the annual performance report within two months of the date of its receipt. Where the Commission does not provide observations within that deadline, the report shall be deemed to have been accepted.	Technical, Horizontal Linked to line 304

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		deadline, the report shall be deemed to have been accepted.		
314.		<i>3 a. Once accepted, the Commission shall make summaries of the annual performance reports available to the European Parliament and the Council and shall publish them on a dedicated website. If not forwarded by the Member States in accordance with paragraph 1, the full text of the annual performance reports shall be made available to the European Parliament and to the Council upon request.</i> [AM114]		Council: T, P, H EP: Political, Horizontal
315.	4. In order to ensure uniform conditions for the implementation of this Article, the Commission shall adopt an implementing act establishing the template for the annual performance report. This implementing act shall be adopted in accordance with the advisory procedure referred to in Article 29(2).	4. In order to ensure uniform conditions for the implementation of this Article, the Commission shall adopt an implementing act establishing the template for the annual performance report. This implementing act shall be adopted in accordance with the advisory procedure referred to in Article 29(2).	4. In order to ensure uniform conditions for the implementation of this Article, the Commission shall adopt an implementing act establishing the template for the annual performance report. This implementing act shall be adopted in accordance with the examination advisory procedure referred to in Article 29(2).	Council: T, P, H EP: Political, Horizontal HM 14.07.20: To be discussed at political level Consequence for 332

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
316.	<i>Article 27</i> Monitoring and reporting	<i>Article 27</i> Monitoring and reporting	<i>Article 27</i> Monitoring and reporting	<u>EP proposal for a new title for the article to avoid having the same title in the Regulation twice (09/04/20):</u> <i>‘Specific monitoring and reporting requirements under shared management’</i>
317.	1. Monitoring and reporting, in accordance with Title IV of Regulation (EU) No [CPR], shall be based on types of intervention set out in Tables 1, 2 and 3 of Annex VI. To address unforeseen or new circumstances or to ensure the effective implementation of funding, the Commission shall be empowered to adopt delegated acts to amend Annex VI in accordance with Article 28.	1. Monitoring and reporting, in accordance with Title IV of Regulation (EU) No [CPR], shall be based on types of intervention set out in Tables 1, 2 and 3 of Annex VI. To address unforeseen or new circumstances or to ensure the effective implementation of funding, the Commission shall be empowered to adopt delegated acts to amend Annex VI in accordance with Article 28.	1. Monitoring and reporting, in accordance with Title IV of Regulation (EU) No [CPR], shall be based on types of intervention set out in Tables 1, 2, and 3 and 4 of Annex VI. To address unforeseen or new circumstances or to ensure the effective implementation of funding, the Commission shall be empowered to adopt delegated acts to amend Annex VI in accordance with Article 28.	Council: T, P, H EP: Technical, Horizontal COM: T, H EP could agree to wording of Council - tbc together with table 4 of Annex VI
318.	2. The indicators shall be used in accordance with Articles 12(1), 17 and 37 of Regulation (EU) No [CPR].	2. The indicators shall be used in accordance with Articles 12(1), 17 and 37 of Regulation (EU) No [CPR].	2. The indicators <i>set in Annex VIII</i> shall be used in accordance with Articles 12(1), 17 and 37 of Regulation (EU) No [CPR].	Council: T EP: Technical, Horizontal COM: T, H EP could agree to wording of Council - tbc together with table 4 of Annex VI
319.			<i>Article 27a</i> Processing of personal data	Council: T, P, H the whole issue

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
320.			<i>1. For the purposes of the implementation of the Fund with a view to achieving the objectives set out in Article 3, the Managing Authority, the Audit Authority and the beneficiaries, as data controllers, shall process, in accordance with Regulation (EU) 2016/679, the personal data necessary for the common indicators in Annex VIII, for monitoring, evaluation, control and audit and, where applicable, for determining the eligibility of participants.</i>	Council: T, P, H the whole issue EP: Technical, Horizontal
321.			<i>2. The personal data referred to in paragraph 1 shall be retained in accordance with Article 76 Regulation (EU).../... [CPR].</i>	Council: T, P, H the whole issue EP: Technical, Horizontal
322.	CHAPTER III TRANSITIONAL AND FINAL PROVISIONS	CHAPTER III TRANSITIONAL AND FINAL PROVISIONS	CHAPTER III TRANSITIONAL AND FINAL PROVISIONS	
323.	<i>Article 28</i> Exercise of the delegation	<i>Article 28</i> Exercise of the delegation	<i>Article 28</i> Exercise of the delegation	
324.	1. The power to adopt delegated acts is conferred on the Commission subject to the conditions laid down in this Article.	1. The power to adopt delegated acts is conferred on the Commission subject to the	1. The power to adopt delegated acts is conferred on the Commission subject to the	

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		conditions laid down in this Article.	conditions laid down in this Article.	
325.	2. The power to adopt delegated acts referred to in Articles 12, 15, 24 and 27 shall be conferred on the Commission until 31 December 2028.	2. The power to adopt delegated acts referred to in Articles 8 , 12, 15, 24 and 27 shall be conferred on the Commission until 31 December 2028. [AM115]	2. The power to adopt delegated acts referred to in Articles 12, 15, 24 and 27 shall be conferred on the Commission until 31 December 2028.	Council: T EP: Technical, Horizontal COM: T, H TM 09.09.20 EP, Council: need to agree which articles to be included, need for further discussion
326.	3. The European Parliament or the Council may revoke the delegation of powers referred to in Articles 12, 15, 24 and 27 at any time. A decision of revocation shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the <i>Official Journal of the European Union</i> or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.	3. The European Parliament or the Council may revoke the delegation of powers referred to in Articles 8 , 12, 15, 24 and 27 at any time. A decision of revocation shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the Official Journal of the European Union or at a later date specified therein. It shall not affect the	3. The European Parliament or the Council may revoke the delegation of powers referred to in Articles 12, 15, 24 and 27 at any time. A decision of revocation shall put an end to the delegation of the power specified in that decision. It shall take effect the day following the publication of the decision in the <i>Official Journal of the European Union</i> or at a later date specified therein. It shall not affect the validity of any delegated acts already in force.	Council: T, P, H the whole issue EP: Technical, Horizontal COM: T, H

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		validity of any delegated acts already in force. [AM116]		
327.	4. Before adopting a delegated act, the Commission shall consult experts designated by each Member State in accordance with the principles laid down in the Interinstitutional Agreement on Better Law-Making of 13 April 2016.	4. Before adopting a delegated act, the Commission shall consult experts designated by each Member State in accordance with the principles laid down in the Interinstitutional Agreement on Better Law-Making of 13 April 2016.	4. Before adopting a delegated act, the Commission shall consult experts designated by each Member State in accordance with the principles laid down in the Interinstitutional Agreement on Better Law-Making of 13 April 2016.	
328.	5. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council thereof.	5. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council thereof.	5. As soon as it adopts a delegated act, the Commission shall notify it simultaneously to the European Parliament and to the Council thereof.	
329.	6. A delegated act adopted pursuant to Articles 12, 15, 24 and 27 shall enter into force only if neither the European Parliament nor the Council has expressed an objection within two months of being notified of it or if, before the expiry of that period, they have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or the Council.	6. A delegated act adopted pursuant to Articles 8, 12, 15, 24 and 27 shall enter into force only if neither the European Parliament nor the Council has expressed an objection within two months of being notified of it or if, before the expiry of that period, they have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European	6. A delegated act adopted pursuant to Articles 12, 15, 24 and 27 shall enter into force only if neither the European Parliament nor the Council has expressed an objection within two months of being notified of it or if, before the expiry of that period, they have both informed the Commission that they will not object. That period shall be extended by two months at the initiative of the European Parliament or the Council.	Council: T, P, H the whole issue EP: Technical, Horizontal COM: T, H

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		Parliament or the Council. [AM117]		
330.	<i>Article 29</i> Committee procedure	<i>Article 29</i> Committee procedure	<i>Article 29</i> Committee procedure	
331.	1. The Commission shall be assisted by a Coordination Committee for the Asylum and Migration Fund, the Internal Security Fund and the Instrument for Border Management and Visa. That Committee shall be a Committee within the meaning of Regulation (EU) No 182/2011.	1. The Commission shall be assisted by a Coordination Committee for the Asylum and Migration Fund, the Internal Security Fund and the Instrument for Border Management and Visa. That Committee shall be a Committee within the meaning of Regulation (EU) No 182/2011.	1. The Commission shall be assisted by a Coordination Committee for the Asylum, and Integration Migration and Integration Fund, the Internal Security Fund and the Instrument for Border Management and Visa. That Committee shall be a Committee within the meaning of Regulation (EU) No 182/2011 of the European Parliament and of the Council ⁷⁹ .	Council: T, partly P to be solved in AMF Provisionally agreed 09.09.20 "1. The Commission shall be assisted by the Coordination Committee for the Asylum, and Migration and Integration Fund, the Internal Security Fund and the Border Management and Visa Instrument. That Committee shall be a Committee within the meaning of Regulation (EU) No 182/2011." EP: Technical, to be aligned with AMF
332.	2. Where reference is made to this paragraph, Article 4 of Regulation (EU) No 182/2011 shall apply.	2. Where reference is made to this paragraph, Article 4 of Regulation (EU) No 182/2011 shall apply.	2. Where reference is made to this paragraph, Article 54 of Regulation (EU) No 182/2011 shall apply. Where the Committee delivers no opinion, the Commission shall not adopt the draft implementing act and	Council: T, P EP: Technical, horizontal COM: T, P, H HM 09.09.20

79

Regulation (EU) No 182/2011 of the European Parliament and of the Council of 16 February 2011 laying down the rules and general principles concerning mechanisms for control by Member States of the Commission's exercise of implementing powers.

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
			<i>the third subparagraph of Article 5(4) of Regulation (EU) No 182/2011 shall apply.</i>	Council stated that the correct procedure for these cases is the examination procedure, not the advisory procedure as proposed by the commission. Council also stated that the no opinion clause should apply to all acts adopted through the examination procedure. It was agreed for the Legal services of the three institutions to meet with a view to clarify the legal aspects of the procedure and on the non-opinion clause (line 333)
333.	3. Where the Committee delivers no opinion, the Commission shall not adopt the draft implementing act. This shall not apply to the implementing act referred to in Article 26(4).	3. Where the Committee delivers no opinion, the Commission shall not adopt the draft implementing act. This shall not apply to the implementing act referred to in Article 26(4).	3. Where the Committee delivers no opinion, the Commission shall not adopt the draft implementing act. This shall not apply to the implementing act referred to in Article 26(4).	Council: T, P EP: Technical, horizontal COM: T, P, H
334.	<i>Article 30</i> Transitional provisions	<i>Article 30</i> Transitional provisions	<i>Article 30</i> Transitional provisions	
335.	1. Regulation (EU) No 513/2014 is repealed with effect from 1 January 2021.	1. Regulation (EU) No 513/2014 is repealed with effect from 1 January 2021.	1. Regulation (EU) No 513/2014 is repealed with effect from 1 January 2021.	Council: T, P EP: Technical, horizontal Provisionally agreed?

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				EP agrees to Council AM as it is in line with proposals for BMVI and AMF
336.	2. Without prejudice to paragraph 1, this Regulation shall not affect the continuation or modification of the actions concerned, until their closure, under the Police Instrument of the Internal Security Fund, which shall continue to apply to those actions concerned until their closure.	2. Without prejudice to paragraph 1, this Regulation shall not affect the continuation or modification of the actions concerned, until their closure, under the Police Instrument of the Internal Security Fund, which shall continue to apply to those actions concerned until their closure.	2. Without prejudice to paragraph 1, this Regulation shall not affect the continuation or modification of the actions concerned, until their closure, under the Police Instrument of the Internal Security Fund, which shall continue to apply to those actions concerned until their closure.	Council: T, P EP: Technical, horizontal Provisionally agreed? EP agrees to Council AM as it is in line with proposals for BMVI and AMF
337.	3. The financial envelope for the Fund may also cover technical and administrative assistance expenses necessary to ensure the transition between the Fund and the measures adopted under its predecessor, the Police Instrument of the Internal Security Fund established by Regulation (EU) No 513/2014.	3. The financial envelope for the Fund may also cover technical and administrative assistance expenses necessary to ensure the transition between the Fund and the measures adopted under its predecessor, the Police Instrument of the Internal Security Fund established by Regulation (EU) No 513/2014.	3. The financial envelope for the Fund may also cover technical and administrative assistance expenses necessary to ensure the transition between the Fund and the measures adopted under its predecessor, the Police Instrument of the Internal Security Fund established by Regulation (EU) No 513/2014.	
337a			4. <i>Where Member States continue after [insert the date of application of CPR] to support a project selected and started under Regulation (EC)</i>	

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
			<i>No 513/2014, in accordance with Regulation 514/2014, they shall ensure that the following cumulative conditions are met:</i>	
337b			<i>(a) the project so selected has two phases identifiable from a financial point of view with separate audit trails;</i>	
337c			<i>(b) the total cost of the project exceeds EUR 500 000;</i>	
337d			<i>(c) payments for the first phase of the project shall be included in payment requests under Regulation (EU) 514/2014. Expenditure for the second phase of the project shall be included in payment applications under Regulation (EU) No .../... [CPR];</i>	
337e			<i>(d) the second phase of the project complies with the applicable law and is eligible for support from the Fund under this Regulation and Regulation (EU) No .../... [CPR];</i>	
337f			<i>(e) the Member State commits to complete the project, render it operational and report it in</i>	

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
			<i>the annual performance report submitted by 15 February 2024.</i>	
337g			<i>The provisions of this Regulation and of Regulation (EU) No .../... [CPR] shall apply to the second phase of the project.</i>	
338.	<i>Article 31</i> Entry into force and application	<i>Article 31</i> Entry into force and application	<i>Article 31</i> Entry into force and application	
339.	This Regulation shall enter into force on the twentieth day following that of its publication in the <i>Official Journal of the European Union</i> .	This Regulation shall enter into force on the twentieth day following that of its publication in the <i>Official Journal of the European Union</i> .	This Regulation shall enter into force on the twentieth day following that of its publication in the <i>Official Journal of the European Union</i> .	
340.	It shall apply from 1 January 2021.	It shall apply from 1 January 2021.	It shall apply from 1 January 2021.	
341.	This Regulation shall be binding in its entirety and directly applicable in the Member States in accordance with the Treaties.	This Regulation shall be binding in its entirety and directly applicable in the Member States in accordance with the Treaties.	This Regulation shall be binding in its entirety and directly applicable in the Member States in accordance with the Treaties.	
342.	Done at Brussels,	Done at Brussels,	Done at Brussels,	
343.	For the European Parliament The President	For the European Parliament The President	For the European Parliament The President	
344.	For the Council The President	For the Council The President	For the Council The President	

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
345.	ANNEX I Criteria for the allocation of funding to the programmes under shared management	ANNEX I Criteria for the allocation of funding to the programmes under shared management	ANNEX I⁸⁰ Criteria for the allocation of funding to the programmes under shared management	TM 13.10.20 CNS: Changes in the Council mandate are a higher fixed amount (in 2021 prices) and introduction of a fixed reference year (2019) for statistical data to be used
346.	The financial envelope referred to in Article 10 shall be allocated to the Member States programmes as follows:	The financial envelope referred to in Article 10 shall be allocated to the Member States programmes as follows:	The financial envelope referred to in Article 10 shall be allocated to the Member States programmes as follows:	
347.	(1) a one-time fixed amount of EUR 5 000 000 will be allocated to each Member State at the start of the programming period to ensure a critical mass for each programme and to cover needs that would not be directly expressed through the criteria indicated below;	(1) a one-time fixed amount of EUR 5 000 000 will be allocated to each Member State at the start of the programming period to ensure a critical mass for each programme and to cover needs that would not be directly expressed through the criteria indicated below;	(1) a one-time fixed amount of EUR 8 000 000 will be allocated to each Member State at the start of the programming period to ensure a critical mass for each programme and to cover needs that would not be directly expressed through the criteria indicated below;	TM 13.10.20 EP to consult internally on revised Council mandate
348.	(2) the remaining resources will be distributed according to the following criteria:	(2) the remaining resources will be distributed according to the following criteria:	(2) the remaining resources will be distributed according to the following criteria:	
349.	(a) 45 % in inverse proportion to their gross domestic product	(a) 45 % in inverse proportion to their gross	(a) 45 % in inverse proportion to their gross	

⁸⁰ *A majority of Member States welcomed the proposed criteria for the allocation of funding to programmes based on their GDP, population and the size of their territories. Other additional criteria suggested by Member States were the number of criminal offences and the number of visitors. Some Member States also indicated that the fixed amount allocated at the start of the programming could be increased up to EUR 10 million, in line with the reinforced financial envelope of the Fund, with the aim of facilitating implementation.*

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	(purchasing power standard per inhabitant),	domestic product (purchasing power standard per inhabitant),	domestic product (purchasing power standard per inhabitant),	
350.	(b) 40 % in proportion to the size of their population,	(b) 40 % in proportion to the size of their population,	(b) 40 % in proportion to the size of their population,	
351.	(c) 15 % in proportion to the size of their territory.	(c) 15 % in proportion to the size of their territory.	(c) 15 % in proportion to the size of their territory.	
352.	The initial allocation shall be based on the latest annual statistical data produced by the Commission (Eurostat) covering the preceding calendar year. For the mid-term review, the reference figures shall be the latest annual statistical data produced by the Commission (Eurostat) covering the preceding calendar year available at the time of the mid-term review in 2024.	The initial allocation shall be based on the latest annual statistical data produced by the Commission (Eurostat) covering the preceding calendar year. For the mid-term review, the reference figures shall be the latest annual statistical data produced by the Commission (Eurostat) covering the preceding calendar year available at the time of the mid-term review in 2024.	The initial allocation shall be based on the latest annual statistical data produced by the Commission (Eurostat) covering the preceding calendar year 2019 . For the mid-term review, the reference figures shall be the latest annual statistical data produced by the Commission (Eurostat) covering the preceding calendar year available at the time of 2023 prior to the mid-term review in 2024.	TM 13.10.20 EP: positive scrutiny on revised Council mandate
353.	ANNEX II Implementation measures	ANNEX II Implementation measures [AM119]	ANNEX II Implementation measures	TM 31.08.20 Provisionally agreed “Implementation measures”
354.	The Fund shall contribute to the specific objective set out in Article 3(2)(a) by focusing on the following implementation measures:	The Fund shall contribute to the specific objective set out in Article 3(2)(a) by focusing on	The Fund shall contribute to the specific objective set out in Article 3(2)(a) by focusing on	T, P, H the method and the place

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		the following implementation measures:[AM119] 1. The Fund shall contribute to achieving the specific objective set out in Article 3(2)(a) by focusing on the following implementation measures:[AM50]	the following implementation measures:	EP – linguistic change; should be aligned in all paragraphs (1-3) TM 04.02.20 Provisionally agreed (EP text) 1. The Fund shall contribute to achieving the specific objective set out in Article 3(2)(a) by focusing on the following implementation measures:
355.	(a) to ensure the uniform application of the Union <i>acquis</i> on security supporting information exchange for example via Prüm, EU PNR and SIS II, including through the implementation of recommendations from quality control and evaluation mechanisms such as the Schengen evaluation mechanism and other quality control and evaluation mechanisms;	(a) to ensure the uniform application of the Union <i>acquis</i> on security supporting information exchange for example via Prüm, EU PNR and SIS II, including through the implementation of recommendations from quality control and evaluation mechanisms such as the Schengen evaluation mechanism and other quality control and evaluation mechanisms; [AM119]	(a) to ensure the uniform application of the Union <i>acquis</i> on security supporting information exchange for example via Prüm, EU PNR and SIS II, including through the implementation of recommendations from quality control and evaluation mechanisms such as the Schengen evaluation mechanism and other quality control and evaluation mechanisms;	TM 04.02.20 Provisionally agreed: "(a) to ensuring the uniform application of the Union <i>acquis</i> on security by supporting the exchange of relevant information for example via Prüm, EU PNR and SIS II, including through the implementation of recommendations from quality control and evaluation mechanisms such as the Schengen evaluation mechanism and other quality control and evaluation mechanisms;"

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		(a) <i>ensuring</i> uniform application of the Union acquis on security, supporting the exchange of relevant information exchange for example via Prüm, EU PNR and SIS-II, including through the implementation of recommendations from quality control and evaluation mechanisms, such as the Schengen evaluation mechanism and other quality control and evaluation mechanisms;[AM50]		
356.	(b) to set up, adapt and maintain security relevant Union IT systems and communication networks, including their interoperability, and to develop appropriate tools to address identified gaps;	(b) to set up, adapt and maintain security relevant Union and national ICT systems and communication networks, including their interoperability, and to develop appropriate tools to address identified gaps; [AM119]	(b) to set up, adapt and maintain security relevant Union <i>and national</i> ICT systems and communication networks, including their interoperability, and to develop appropriate tools to address identified gaps;	TM 04.02.20 Provisionally agreed: "(b) to <i>setting up, adapting and maintaining</i> security relevant Union IT systems and communication networks, including <i>ensuring</i> their interoperability, and to <i>developing</i> appropriate tools to address identified gaps;"

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		(b) <i>setting up, adapting and maintaining</i> security-relevant Union IT systems and communication networks, including <i>ensuring</i> their interoperability, and <i>developing</i> appropriate tools to address identified gaps;[AM50]		
357.	(c) to increase the active use of Union security relevant information exchange tools, systems and databases ensuring that these are fed with high quality data;	(e) — to increase the active use of Union and national security relevant information exchange tools, systems and databases ensuring that these are fed with high quality data; [AM119] (c) <i>increasing</i> the active use of Union security-relevant information exchange tools, systems and databases, <i>improving the interconnection of security-</i>	(c) to increase the active use of Union <i>and national</i> security relevant information exchange tools, systems and databases ensuring that these are fed with high quality data;	TM 04.02.20 Provisionally agreed: "(c) to <i>increasing</i> the active use of Union security relevant information exchange tools, systems and databases ensuring that these are fed with high quality data; and" p.m.: Use of different terminology around "IT systems/ICT systems/communication networks" should be clarified throughout the text

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		<i>relevant national databases as well as their connection to Union databases when foreseen in relevant legal bases</i> , ensuring that <i>those databases</i> are fed with <i>relevant</i> high quality data; <i>and</i> [AM50]		
358.	(d) to support relevant national measures if relevant to implement the specific objectives set out in Article 3(2)(a).	(d) to support relevant national and Union measures if relevant to implement the specific objectives set out in Article 3(2)(a). [AM119] (d) supporting relevant national measures if relevant to implement the specific	(d) to support relevant national and Union measures if relevant to implement the specific objectives set out in Article 3(2)(a).	TM 04.02.20 Provisionally agreed: "(d) to supporting relevant national and Union measures including the interconnection of security-relevant national databases and their connection to Union databases when foreseen in relevant legal bases , if relevant to implement the specific objectives set out in Article 3(2)(a)."

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		objectives set out in Article 3(2)(a). [AM50]		
359.	The Fund shall contribute to the specific objective set out in Article 3(2)(b), by focusing on the following implementation measures:	The Fund shall contribute to the specific objective set out in Article 3(2)(b), by focusing on the following implementation measures: [AM119] The Fund shall contribute to the specific objective set out in Article 3(2)(b), by focusing on the following implementation measures: [AM50]	The Fund shall contribute to the specific objective set out in Article 3(2)(b), by focusing on the following implementation measures:	T, P, H the method and the place Provisionally agreed (potentially add 'contribute <i>to achieving</i> ') The Fund shall contribute to <i>achieving</i> the specific objective set out in Article 3(2)(b), by focusing on the following implementation measures;
360.	(a) to increase law enforcement operations between Member States, including when appropriate with other relevant actors, in particular to facilitate and improve the use of joint investigation teams, joint patrols, hot pursuits, discreet surveillance and other operational cooperation mechanisms in the context of the EU Policy Cycle (EMPACT), with special emphasis on cross-border operations;	(a) — to increase law enforcement operations between Member States, including when appropriate with other relevant actors, in particular to facilitate and improve the use of joint investigation teams, joint patrols, hot pursuits, discreet surveillance and other operational cooperation mechanisms in the context of the EU Policy Cycle (EMPACT), with special	(a) to increase law enforcement operations between Member States, including when appropriate with other relevant actors, in particular to facilitate and improve the use of joint investigation teams, joint patrols, hot pursuits, discreet surveillance and other operational cooperation mechanisms in the context of the EU Policy Cycle (EMPACT), with special emphasis on cross-border operations;	TM 04.02.20 Provisionally agreed: "(a) to increasing law enforcement operations between Member States, including, where appropriate, with other relevant actors, in particular facilitating and improving the use of joint investigation teams, joint patrols, hot pursuits, discreet surveillance and other operational cooperation mechanisms in the context of the EU Policy Cycle (EMPACT), with special emphasis on cross-border operations;"

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		emphasis on cross-border operations;[AM119] (a) <i>increasing</i> relevant law enforcement operations between Member States, including, when appropriate, with other relevant actors, in particular to facilitate and improve the use of joint investigation teams, joint patrols, hot pursuits, discreet surveillance and other operational cooperation mechanisms in the context of the EU Policy Cycle (EMPACT), with special emphasis on cross-border operations;[AM50]		
361.	(b) to increase coordination and cooperation of law enforcement and other competent authorities within and between Member States and with other relevant actors, for example through networks of specialised national units, Union networks and cooperation structures, Union centres;	(b) — to increase coordination and cooperation of law enforcement and other competent authorities within and between Member States and with other relevant actors, for example through networks of specialised national units, Union networks and	(b) to increase coordination and cooperation of law enforcement and other competent authorities within and between Member States and with other relevant actors, for example through networks of specialised national units, Union	Nb: to be adjusted to definition of “competent authorities” TM 04.02.20 Provisionally agreed: "(b) <i>to increasing</i> coordination and cooperation of law enforcement and other competent authorities within and between Member States and with

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		cooperation structures, Union centres;[AM119] (b) <i>increasing</i> coordination and cooperation of law enforcement and other competent authorities within and between Member States and with other relevant actors, for example through networks of specialised national units, Union networks and cooperation structures, Union centres;[AM50]	networks and cooperation structures, Union centres;	other relevant actors, for example through networks of specialised national units, Union networks and cooperation structures, Union centres;"
362.	(c) to improve inter-agency cooperation and at Union level between the Member States, or between Member States, on the one hand, and the relevant Union bodies, offices and agencies on the other hand as well as at national level among the national authorities in each Member State.	(c) — to improve inter-agency cooperation and at Union level between the Member States, or between Member States, on the one hand, and the relevant Union bodies, offices and agencies on the other hand as well as at national level among the national authorities in each Member State.—[AM119]	(c) to improve inter-agency cooperation and at Union level between the Member States, or between Member States, on the one hand, and the relevant Union bodies, offices and agencies on the other hand as well as at national level among the national authorities in each Member State.	TM 04.02.20 Provisionally agreed: "(c) <i>to improving</i> inter-agency cooperation and at Union level between the Member States, or and between Member States, on the one hand, and the relevant Union bodies, offices and agencies on the other hand as well as at national level among the <i>competent</i> national authorities in each Member State."

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		(c) <i>improving</i> inter-agency cooperation and, at Union level, between the Member States themselves , or between Member States, on the one hand, and the relevant Union bodies, offices and agencies on the other hand, as well as at national level among the <i>competent</i> national authorities in each Member State; [AM50]		Nb: to be adjusted to definition of competent authorities: delete national
363.	The Fund shall contribute to the specific objective set out in Article 3(2)(c), by focusing on the following implementation measures:	The Fund shall contribute to the specific objective set out in Article 3(2)(c), by focusing on the following implementation measures: [AM119] The Fund shall contribute to the specific objective set out in Article 3(2)(c), by focusing on the following implementation measures:[AM50]	The Fund shall contribute to the specific objective set out in Article 3(2)(c), by focusing on the following implementation measures:	T, P, H the method and the place Provisionally agreed (potentially add ‘contribute <i>to achieving</i> ’) The Fund shall contribute to <i>achieving</i> the specific objective set out in Article 3(2)(c), by focusing on the following implementation measures;
364.	(a) to increase law enforcement training, exercises, mutual learning, specialised exchange programmes and sharing of best practice including in	(a) to increase law enforcement training, exercises, mutual learning, specialised exchange programmes and sharing of	(a) to increase law enforcement training, exercises, mutual learning, specialised exchange programmes and sharing of best practice	Nb: to be adjusted to definition of competent authorities: see below in yellow TM 31.08.20 Provisionally agreed

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	and with third countries and other relevant actors;	best practice including in and with third countries and other relevant actors; [AM119] (a) <i>increasing</i> law enforcement training, exercises and mutual learning, <i>notably by including elements aimed at raising awareness on issues related to radicalisation, violent extremism and racism,</i> specialised exchange programmes <i>between Member States, including for junior law-enforcement staff,</i> and sharing of best practice including with third countries and other relevant actors; [AM50]	including in and with third countries and other relevant actors;	References to radicalisation, violent extremism and racism to be moved to line 45, delete line 20 TM 04.02.20 EP (lines 364/365): proposes to move LE exchange programmes and awareness raising on radicalisation to recital 31 (line 45); since ‘crime prevention’ is a specific objective of the Fund and ‘sharing of best practice’ should apply to different areas, the EP addition to line 365 (EP: line 120) can be deleted and the ‘local’ level added to line 365 as well as recital 31. COM – considers radicalisation and racism to be too specific to be included: (a) <i>increasing</i> law enforcement training, exercises, and mutual learning, including awareness-raising on radicalisation and racism, notably... 15.04.20: CNS could be flexible. EP 30.04.20: can accept the COMP proposal of the Commission if the EP

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				proposal on line 45 with the addition of racism is accepted by CSL <i>“increasing law enforcement training, exercises and mutual learning notably by including on elements aimed at raising awareness on issues related to radicalisation, violent extremism and racism, specialised exchange programmes between Member States, including for junior law enforcement staff, and sharing of best practice in and between Member States’ competent authorities, including at local level, and with third countries and other relevant actors;”</i>
365.	(b) to exploit synergies by pooling resources and knowledge among Member States and other relevant actors, including civil society through, for instance, the creation of joint centres of excellence, the development of joint risk assessments, or common operational support centres for jointly conducted operations;	(b) — to exploit synergies by pooling resources and knowledge among Member States and other relevant actors, including civil society through, for instance, the creation of joint centres of excellence, the development of joint risk assessments, or common operational support centres for jointly conducted operations; [AM119]	(b) to exploit synergies by pooling resources and knowledge among Member States and other relevant actors, including civil society through, for instance, the creation of joint centres of excellence, the development of joint risk assessments, or common operational support centres for jointly conducted operations;	TM 04.02.20 Provisionally agreed: <i>"(b) to exploiting synergies by pooling resources and knowledge and sharing good best practices among Member States and other relevant actors, including civil society through, for instance, the creation of joint centres of excellence, the development of joint risk assessments, or common operational support</i>

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		(b) <i>exploiting</i> synergies by pooling resources and knowledge among Member States and other relevant actors, including civil society through, for instance, the creation of joint centres of excellence, the development of joint risk assessments, or common operational support centres for jointly conducted operations, <i>or the sharing of best practices in preventing crime at the local level</i> ;[AM50]		centres for jointly conducted operations; "
366.	(c) to promote and develop measures, safeguards, mechanisms and best practices for the early identification, protection and support of witnesses, whistle-blowers and victims of crime and to develop partnerships between public authorities and other relevant actors to this effect;	(c) to promote and develop measures, safeguards, mechanisms and best practices for the early identification, protection and support of witnesses, whistle-blowers and victims of crime and to develop partnerships between public authorities and other relevant actors to this effect; [AM119] (c) <i>promoting and developing</i> measures, safeguards, mechanisms and best practices	(c) to promote and develop measures, safeguards, mechanisms and best practices for the early identification, protection and support of witnesses, whistle-blowers and victims of crime and to develop partnerships between public authorities and other relevant actors to this effect;	TM 04.02.20 Provisionally agreed: "(c) to promoting and <i>developing</i> measures, safeguards, mechanisms and best practices for the early identification, protection and support of witnesses, whistle-blowers and victims of crime and to develop partnerships between public authorities and other relevant actors to this effect;"

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		for the early identification, protection and support of witnesses, whistle-blowers and victims of crime and to develop partnerships between public authorities and other relevant actors to this effect; [AM50]		
367.	(d) to acquire relevant equipment and to set up or upgrade specialised training facilities and other essential security relevant infrastructure to increase preparedness, resilience, public awareness and adequate response to security threats.	(d) — to acquire relevant equipment and to set up or upgrade specialised training facilities and other essential security relevant infrastructure to increase preparedness, resilience, public awareness and adequate response to security threats. [AM119] (d) acquiring relevant equipment and setting up or upgrading specialised training facilities and other essential security relevant infrastructure to increase preparedness, resilience, public awareness and adequate response to security threats; [AM50]	(d) to acquire relevant equipment and to set up or upgrade specialised training facilities and other essential security relevant infrastructure to increase preparedness, resilience, public awareness and adequate response to security threats.	TM 04.02.20 Provisionally agreed: "(d) to acquiring relevant equipment and to setting up or upgrading specialised training facilities and other essential security relevant infrastructure to increase preparedness, resilience, public awareness and adequate response to security threats."
1.		<i>(d a) detecting, assessing and closing vulnerabilities in</i>		See line 123

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		<i>critical infrastructure and IT equipment with high market penetration in order to prevent attacks against information systems and critical infrastructure, for instance by code auditing of free and open source software, by establishing and supporting bug bounty programmes, or by penetration testing.</i> [AM50]		TM 13.10.20 Provisionally agreed - EP compromise proposal of 25.09.20 <i>“protecting critical infrastructure against security-related incidents by detecting, assessing and closing vulnerabilities”</i>
1.		<i>4. The Fund shall contribute to the achievement of the specific objective set out in Article 3(2)(c a) by focusing on the following implementation measures:</i> <i>(a) improving cooperation and coordination among the intelligence services of the Member States and between these services and law enforcement authorities through contacts, networking, mutual trust, understanding and learning, exchange and dissemination of know-how, experience and best practices, in particular with regard to</i>		See lines 124-126 nb: to be dropped in case EP AM in line 104 is dropped EP linked to outcome of discussion on line 104

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		<i>support for police investigations and threat assessment;</i> <i>(b) the exchange of and training of intelligence officers.</i> [AM50]		
368.	ANNEX III Actions to be supported by the Fund in-line with Article 4	ANNEX III <i>Examples of eligible actions to be supported by the Fund in-line with Article 4.</i> [AM120]	ANNEX III <i>List of indicative</i> Actions to be supported by the Fund in-line with Article 4	TM 04.02.20 Provisionally agreed “Scope of support”
369.		<i>Support from the Internal Security Fund may, inter alia, be targeted towards the following types of actions:</i> [AM121]		TM 04.02.20 Provisionally agreed (EP text)
370.	IT systems and networks contributing to the achievement of the objectives of this Regulation, training on the use of such systems, testing and improving interoperability and data quality of such systems;	<i>setting up of</i> IT systems and networks contributing to the achievement of the objectives of this Regulation, training on the use of such systems, testing and improving <i>the</i> interoperability components and data quality of such systems; [AM122]	ICT systems and networks contributing to the achievement of the objectives of this Regulation, training on the use of such systems, testing and improving interoperability and data quality of such systems;	TM 04.02.20 Provisionally agreed: "- setting up, adapting and maintaining IT systems and communication networks contributing to the achievement of the objectives of this Regulation, training on the use of such systems, testing and improving <i>the</i> interoperability components and data quality of such systems"

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
371.	monitoring of the implementation of Union law and Union policy objectives in the Member States in the area of security information systems;	monitoring of the implementation of Union law and Union policy objectives in the Member States in the area of security information systems, <i>in particular data protection, privacy and data security</i>; [AM123]	monitoring of the implementation of Union law and Union policy objectives in the Member States in the area of security information systems;	T TM 04.02.20 Provisionally agreed: EP proposal: “monitoring of the implementation of Union law and Union policy objectives in the Member States in the area of security information systems, including data protection, privacy and data security;
372.	EMPACT actions implementing or facilitating the implementation of the EU Policy Cycle;	EMPACT actions implementing or facilitating the implementation of the EU Policy Cycle;	EMPACT EU policy cycle operational actions implementing or facilitating the implementation of the EU Policy Cycle;	T Provisionally agreed, in line with rewording of the definition
373.		<i>support of decentralised agencies with a view to facilitate the cooperation during cross-border operations</i>; [AM124]		T, P Depends on outcome of political discussion on line 255
374.	actions supporting an effective and coordinated response to crisis linking up existing sector-specific capabilities, expertise centres and situation awareness centres, including those for health, civil protection and terrorism;	actions supporting an effective and coordinated response to crisis linking up existing sector-specific capabilities, expertise centres and situation awareness centres, including those for	actions supporting an effective and coordinated response to crisis linking up existing sector-specific capabilities, expertise centres and situation awareness centres,	T Provisionally agreed (EP AM)

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		health, civil protection, terrorism <i>and cybercrime</i> ; [AM125]	including those for health, civil protection and terrorism;	
375.	actions developing innovative methods or deploying new technologies with a potential for transferability to other Member States, especially projects aiming at testing and validating the outcome of Union-funded security research projects;	actions developing innovative methods or deploying new technologies with a potential for transferability to other Member States, especially projects aiming at testing and validating the outcome of Union-funded security research projects;	actions developing innovative methods or deploying new technologies with a potential for transferability to other Member States, especially projects aiming at testing and validating the outcome of Union-funded security research projects;	Provisionally agreed
376.		— <i>actions that promote research and exchange of expertise improving resilience to emerging threats including trafficking via online channels, hybrid threats and chemical, biological, radiological and nuclear threats.</i> [AM126]		T, P TM 31.08.20 Provisionally agreed <i>actions that promote research and exchange of expertise improving improve resilience to emerging threats including trafficking via online channels, hybrid threats, malicious use of unmanned aerial systems and chemical, biological, radiological and nuclear threats</i>
377.		— <i>actions and networks of national contact points that facilitate the cross-border exchange of data acquired by</i>		TM 04.02.20 Provisionally agreed to merge with line 378 (see wording below)

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		<i>surveillance systems, such as cameras and other sensors, combined with artificial intelligence algorithms, subject to robust safeguards, including data minimisation, prior validation by a judicial authority, and access to judicial redress;</i> [AM127]		
378.	support to thematic or cross-theme networks of specialised national units to improve mutual confidence, exchange and dissemination of know-how, information, experiences and best practices, pooling of resources and expertise in joint centres of excellence;	support to thematic or cross-theme networks of specialised national units to improve mutual confidence, exchange and dissemination of know-how, information, experiences and best practices, pooling of resources and expertise in joint centres of excellence;	support to thematic or cross-theme networks of specialised national units to improve mutual confidence, exchange and dissemination of know-how, information, experiences and best practices, pooling of resources and expertise in joint centres of excellence;	TM 04.02.20 Provisionally agreed:"- support to thematic or cross-theme networks of specialised national units and national contact points to improve mutual confidence, exchange and dissemination of know-how, information, experiences and best practices, pooling of resources and expertise in joint centres of excellence"
379.		— <i>support for initiatives to network the intelligence services of the Member States to foster a common intelligence culture, improve mutual trust, exchange and dissemination of know-how, information, experience and</i>		T, P EP: linked to outcome of discussions on AM on Art. 3(2)(c a) on additional specific objective

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		<i>good practice</i> ;[AM128]		
380.	education and training of staff and experts of relevant law-enforcement and judicial authorities and administrative agencies taking into account operational needs and risk analyses, based on the LETS and in cooperation with CEPOL and, when applicable, the European Judicial Training Network;	education and training of staff and experts of relevant law-enforcement and judicial authorities and administrative agencies taking into account operational needs and risk analyses, based on the LETS and in cooperation with CEPOL and, when applicable, the European Judicial Training Network;	education and training of staff and experts of relevant law-enforcement and judicial authorities and administrative agencies taking into account operational needs and risk analyses, based on the LETS and in cooperation with CEPOL and, when applicable, the European Judicial Training Network;	TM 04.02.20 Provisionally agreed (lines 380/381): “education and training of staff and experts of relevant law enforcement and judicial authorities and administrative agencies, taking into account operational needs and risk analyses, based on the LETS and in cooperation with CEPOL and, when applicable, the European Judicial Training Network <i>in particular including on prevention policies with special emphasis on fundamental rights training</i>”
381.		— <i>education and training of staff and experts of relevant law-enforcement and judicial authorities and administrative agencies in prevention policies with special emphasis on fundamental rights training, including measures to detect and avoid racism, and exchange of best practices</i>;[AM129]		TM 04.02.20 Provisionally agreed to merge with line 380 [...]

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
382.	cooperation with the private sector in order to build trust and improve coordination, contingency planning and the exchange and dissemination of information and best practices among public and private actors including in the protection of public spaces and critical infrastructure;	— cooperation with the private sector, <i>in particular in the field of cybersecurity</i>, in order to build trust and improve coordination, contingency planning and the exchange and dissemination of information and best practices among public and private actors including in the protection of public spaces and critical infrastructure;[AM130]	cooperation with the private sector in order to build trust and improve coordination, contingency planning and the exchange and dissemination of information and best practices among public and private actors including in the protection of public spaces and critical infrastructure;	TM 04.02.20 Provisionally agreed: “cooperation with the private sector, <i>for instance in the fight against cybercrime</i>, in order to build trust and improve coordination, contingency planning and the exchange and dissemination of information and best practices among public and private actors including in the protection of public spaces and critical infrastructure;
383.	actions empowering communities to develop local approaches and prevention policies, and awareness-raising and communication activities among stakeholders and the general public on Union security policies;	actions empowering communities to develop local approaches and prevention policies, and awareness-raising and communication activities among stakeholders and the general public on Union security policies;	actions empowering communities to develop local approaches and prevention policies, and awareness-raising and communication activities among stakeholders and the general public on Union security policies;	Provisionally agreed
384.	equipment, means of transport, communication systems and essential security-relevant facilities;	equipment, means of transport, communication systems and essential security-relevant facilities;	equipment, means of transport, communication systems and essential security-relevant facilities;	Provisionally agreed

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
385.	cost of staff involved in the actions that are supported by the Fund or actions requiring involvement of staff for technical or security-related reasons.	cost of staff involved in the actions that are supported by the Fund or actions requiring involvement of staff for technical or security-related reasons.	cost of staff involved in the actions that are supported by the Fund or actions requiring involvement of staff for technical or security-related reasons.	Provisionally agreed
386.	ANNEX IV Actions eligible for higher co-financing in-line with Articles 11(2) and 12(6)	ANNEX IV Actions eligible for higher co-financing in-line with Articles 11(2) 11(3) and 12(6) 12(7) [AM131]	ANNEX IV Actions eligible for higher co-financing in-line with Articles 11(23) and 12(6)	T, H the REFERENCE Both EP and CNS correct wrong references CNS: deletion of Art. 12(7) linked to 'shall/may' - see line 217 - CION prefers to keep it TM 31.08.20 Discussions whether Article 12 should be included, if it is related to the issue if "may" or "shall", or because "higher" financing isn't mentioned in the article. EP Legal service highlights that both references are important as they benefit from a higher ceiling of co-financing (art. 11(3)) and they shall/may be pursued in particular (art. 12(7)) Council to check and revert

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
387.	Projects which aim to prevent and counter radicalisation.	— Projects which aim to prevent and counter <i>violent extremism, including radicalisation, intolerance and discrimination, in particular measures to address their root causes and to prevent radicalisation in prisons, and projects providing specific training for law-enforcement authorities.</i> [AM132]	Projects which aim to prevent and counter radicalisation.	T, P 15.04.20: CNS: lines 387 and 388 - Waiting for COMP proposal by COM EP 30.04.20: can accept compromise proposal of COM but insists to keep “<i>discrimination</i>” - addition “that could lead to violence” is in line with recital 31 (see line 45 above) “Projects which aim to prevent and counter <i>violent extremism, including radicalisation, intolerance and all forms of discrimination that could lead to violence, in particular measures to address their root causes and to prevent radicalisation in prisons, and projects providing specific training for including training of law-enforcement authorities on these issues.</i>” COM 03.06.20: would not want to allow a higher rate of co-financing to all forms of discrimination that could lead to violence. It opens the scope of the Fund too wide.

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				TM 10.07.20 CNS –waiting for compromise proposal by COM which is a little bit more narrow (forms of discrimination that could lead to violence) EP – projects should be limited to scope of the Fund; suggests adding new definition of ”discrimination” that could lead to violence to clarify; COM proposal 12.10.20: discrimination to be mentioned in line 380 instead of 387: “<i>with special emphasis on fundamental rights and non-discrimination training</i>” TM 13.10.20 CNS: can accept COM proposal above EP: positive scrutiny on COM proposal
388.	Projects which aim at improving the interoperability of IT	— Projects which aim at improving the interoperability of IT systems and communication networks,	Projects which aim at improving the interoperability of	TM 31.08.20 Provisionally agreed CNS can accept EP AM

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	systems and communication networks. ⁸¹	<i>insofar as provided for by Union or Member State law.</i> [AM133]	ICT systems and communication networks. ⁸²	TM 10.07.20 COM - focus should be on Union law CNS – will check if MS can accept original EP AM
389.		— <i>Projects which aim to fight organised crime structures that are particularly dangerous according to EMPACT.</i> [AM134]		T, P TM 13.10.20 Both CNS and EP have positive scrutiny on COM drafting proposal of 08.10.20 (adjusted to definition in line 86): “Projects which aim to fight the most important threats posed by <u>serious and</u> organised <u>and serious international</u> crime, in the framework of EU policy cycle <u>EMPACT</u> operational actions <u>plans, in particular through the</u> <u>identification and investigation of</u> <u>organised crime groups, or high-value</u> <u>targets, that require a coordinated</u> <u>approach.</u> ” EP 30.04.20: proposes to replace EP AM 134 with

⁸¹ In line with the Commission Communication on stronger and smarter information systems for borders and security COM(2016) 205.

⁸² In line with the Commission Communication on stronger and smarter information systems for borders and security COM(2016) 205.

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				<i>‘Projects which aim to identify and investigate high value targets in the framework of EU policy cycle operational actions’</i>
390.		— <i>Projects which aim to prevent and fight cybercrime, in particular child sexual exploitation online, including measures to prevent attacks against information systems and critical infrastructure by detecting and closing vulnerabilities.</i> [AM135]	• <i>Projects which aim to fight all forms of cyber-crime.</i>	Provisionally agreed TM 31.08.20 EP and CNS agree <i>‘Projects which aim to prevent and fight cybercrime, in particular child sexual exploitation online, and crimes where the Internet is the primary platform for evidence collection’.</i>
1.			• <i>Projects which aim at strengthening critical infrastructures.</i>	T, P 02.10.20 COM proposal for rewording: Projects which aim at improving the security and resilience of critical infrastructure

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				TM 31.08.20 Provisionally agreed as in Council AM COM – against allowing for higher cofinancing for critical infrastructure
391.		— <i>Projects which aim to fight against trafficking via online channels.</i> [AM136]		T, P See line 390
392.	ANNEX V Core performance indicators referred to in Article 24(1)	ANNEX V Core performance indicators referred to in Article 24(1)	ANNEX V Core performance indicators referred to in Article 24(1)	TM 27/11/19: Discussion on role of Annex V ongoing within the framework of horizontal AMF/BMVI/ISF meetings - Items to be included in Annex V to be selected from those in Annex VIII; discussion of Annex V following agreement on Annex VIII
393.	Specific Objective 1: Better information exchange	Specific Objective 1: Better information exchange	Specific Objective 1: Better information exchange	
394.			<i>1. Number of ICT systems and networks made interoperable</i>	
395.			<i>2. Number of administrative units that have newly put in place or upgraded existing</i>	

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
			<i>mechanisms/procedures/ tools/guidance for exchange of information with other Member States/EU agencies/ international organisations/third countries</i>	
396.			<i>3. Number of participants who report a more effective use of EU information exchange mechanisms after the training activity</i>	
397.	Use of EU information exchange mechanisms,.	Use of EU information exchange mechanisms,.	Use of EU information exchange mechanisms,.	
398.	<i>data source: Europol, EU-LISA, Council, Member States</i>	<i>data source: Europol, EU-LISA, Council, Member States</i>	<i>data source: Europol, EU-LISA, Council, Member States</i>	
399.	Specific Objective 2: Increased operational cooperation	Specific Objective 2: Increased operational cooperation	Specific Objective 2: Increased operational cooperation	
400.	(1) Number of joint operational actions supported by the Fund.	(1) Number of joint operational actions supported by the Fund.	(1) Number of joint operational actions supported by the Fund.	
401.	<i>data source: Europol, Eurojust, Member States</i>	<i>data source: Europol, Eurojust, Member States</i>	<i>data source: Europol, Eurojust, Member States</i>	
402.	(2) The estimated value of assets frozen, estimated value of assets confiscated with the help of the Fund.	(2) The estimated value of assets frozen, estimated value of assets confiscated with the help of the Fund.	(2) The estimated value of assets frozen, estimated value of assets confiscated with the help of the Fund.	
403.	<i>data source: Member States</i>	<i>data source: Member States</i>	<i>data source: Member States</i>	

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
404.	(3) Value of illicit drug seizures achieved with involvement of cross-border cooperation between law enforcement agencies.	Value <i>of seizures</i> of illicit <i>drugs, weapons, wildlife products and trafficking of cultural goods</i> achieved with involvement of cross-border cooperation between law enforcement agencies <i>implemented with the support of the Fund.</i> [AM137]	(3)1. Quantity The value of illicit drug seizures achieved with involvement of seized in the context of cross-border operation cooperation between law enforcement agencies.	
405.	<i>data source: Member States, Union action grant beneficiaries</i>	<i>data source: Member States, Union action grant beneficiaries</i>	<i>data source: Member States, Union action grant beneficiaries</i>	
406.			2. Number of cross-border operations	
407.			3. Number of Schengen Evaluation Recommendations with a financial implication in the area of security addressed	
408.	(4) Number of Schengen Evaluation Recommendations with a financial implication in the area of security addressed with the support of the Fund, as compared to the total number of recommendations with a financial implication in the area of security.	(4) Number of Schengen Evaluation Recommendations with a financial implication in the area of security addressed with the support of the Fund, as compared to the total number of recommendations with a financial implication in the area of security.	(4) — Number of Schengen Evaluation Recommendations with a financial implication in the area of security addressed with the support of the Fund, as compared to the total number of recommendations with a financial implication in the area of security.	
409.	<i>data source: Member States</i>	<i>data source: Member States</i>	<i>data source: Member States</i>	

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
410.	Specific Objective 3: Strengthened capabilities to combat and to prevent crime	Specific Objective 3: Strengthened capabilities to combat and to prevent crime	Specific Objective 3: Strengthened capabilities to combat and to prevent crime	
411.			<i>1. Number of initiatives developed or expanded to prevent radicalisation and violent extremism</i>	
412.			<i>2. Number of critical infrastructure/public spaces with new/adapted facilities protecting against security related risks</i>	
413.			<i>3. Number of participants who completed the training activity/the exchange programme</i>	
414.			<i>4. Number of victims of crimes assisted</i>	
415.	(5) Number of law enforcement officials that completed training, exercises, mutual learning or specialised exchange programmes on cross-border related topics provided with the support of the Fund.	(5) Number of law enforcement officials that completed training, exercises, mutual learning or specialised exchange programmes on cross-border related topics provided with the support of the Fund.	(5) Number of law enforcement officials that completed training, exercises, mutual learning or specialised exchange programmes on cross-border related topics provided with the support of the Fund.	
416.	<i>data source: Member States</i>	<i>data source: Member States</i>	<i>data source: Member States</i>	
417.	(6) Number of critical infrastructures and public spaces of	Number of public spaces and scale and public spaces of	(6) Number of critical infrastructures and public spaces	

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	which the protection against security-related incidents has been improved with the help of the Fund.	critical infrastructures of which the protection against security-related incidents has been improved with the help of the Fund.[AM138]	of which the protection against security-related incidents has been improved with the help of the Fund.	
418.	<i>data source: Member States</i>	<i>data source: Member States</i>	<i>data source: Member States</i>	
419.	(7) Number of initiatives to prevent radicalisation leading to violent extremism.	(7) Number of initiatives to prevent radicalisation leading to violent extremism.	(7) Number of initiatives to prevent radicalisation leading to violent extremism.	
420.	<i>data source: RAN</i>	<i>data source: RAN</i>	<i>data source: RAN</i>	
421.	ANNEX VI Types of intervention	ANNEX VI Types of intervention	ANNEX VI Types of intervention	
422.	TABLE 1: CODES FOR THE INTERVENTION FIELD DIMENSION	TABLE 1: CODES FOR THE INTERVENTION FIELD DIMENSION	TABLE 1: CODES FOR THE INTERVENTION FIELD DIMENSION	
423.	1 TER-Countering Terrorist Financing	1 TER-Countering Terrorist Financing	1 TER-Countering Terrorist Financing	
424.	2 TER-Prevention and countering of radicalisation	2 TER-Prevention and countering of radicalisation	2 TER-Prevention and countering of radicalisation	
425.	3 TER-Protection and resilience of public spaces and other soft targets	3 TER-Protection and resilience of public spaces and other soft targets	3 TER-Protection and resilience of public spaces and other soft targets	
426.	4 TER- Protection and resilience of critical infrastructure	4 TER- Protection and resilience of critical infrastructure	4 TER- Protection and resilience of critical infrastructure	
427.	5 TER-Chemical Biological Radioactive Nuclear	5 TER-Chemical Biological Radioactive Nuclear	5 TER-Chemical Biological Radioactive Nuclear	

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)		EP amendments - Position at first reading (13 March 2019)		Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)		Compromise text proposals	
428.	6	TER-Explosives	6	TER-Explosives	6	TER-Explosives		
429.	7	TER-Crisis Management	7	TER-Crisis Management	7	TER-Crisis Management		
430.	8	TER-Other	8	TER-Other	8	TER-Other		
431.	9	OC-Corruption	9	OC-Corruption	9	OC-Corruption		
432.	10	OC-Economic and Financial Crime	10	OC-Economic and Financial Crime	10	OC-Economic and Financial Crime		
433.				<i>10a OC - Laundering of the proceeds of crime</i> [AM139]			TM 31.08.20 Provisionally agreed (EP AM) T, P CNS: open to consider new items if Annex VI is a reporting tool and does not limit transfers of funds between different categories - ensure that list is not expanded too much	
434.	11	OC-Drugs	11	OC-Drugs	11	OC-Drugs		
435.	12	OC-Firearms trafficking	12	OC-Firearms trafficking	12	OC-Firearms trafficking		
436.				<i>12a Trafficking of cultural objects</i> [AM140]			TM 31.08.20 Provisionally agreed(EP AM)	
437.				<i>12b Trafficking of endangered species</i> [AM141]			T, P Provisionally agreed - EP to withdraw its AM	

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
438.	13 OC-Trafficking in Human Beings	13 OC-Trafficking in Human Beings	13 OC-Trafficking in Human Beings	
439.	14 OC-Migrant Smuggling	14 OC-Migrant Smuggling	14 OC-Migrant Smuggling	
440.	15 OC-Environmental Crime	15 OC-Environmental Crime	15 OC-Environmental Crime	
441.	16 OC-Organised Property Crime	16 OC-Organised Property Crime	16 OC-Organised Property Crime	
442.	17 OC-Other	17 OC-Other	17 OC-Other	
443.	18 CC-Cybercrime - Other	18 CC-Cybercrime - Other	18 CC-Cybercrime - Other	
444.	19 CC-Cybercrime – Prevention	19 CC-Cybercrime – Prevention	19 CC-Cybercrime – Prevention	
445.	20 CC-Cybercrime - Facilitating investigations	20 CC-Cybercrime - Facilitating investigations	20 CC-Cybercrime - Facilitating investigations	
446.	21 CC-Cybercrime - Victims assistance	21 CC-Cybercrime - Victims assistance	21 CC-Cybercrime - Victims assistance	
447.	22 CC-Child Sexual Exploitation - Prevention	22 CC-Child Sexual Exploitation - Prevention	22 CC-Child Sexual Exploitation - Prevention	
448.	23 CC-Child Sexual Exploitation – Facilitating investigations	23 CC-Child Sexual Exploitation – Facilitating investigations	23 CC-Child Sexual Exploitation – Facilitating investigations	
449.	24 CC-Child Sexual Exploitation - Victims assistance	24 CC-Child Sexual Exploitation - Victims assistance	24 CC-Child Sexual Exploitation - Victims assistance	
450.		24a CC - Distribution of child abuse images and child pornography [AM142]		COM: T TM 13.10.20

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				Provisionally agreed - merge with line 451 (see below)
451.	25 CC- Child Sexual Exploitation – Other	25 CC- Child Sexual Exploitation – Other	25 CC- Child Sexual Exploitation – Other	TM 13.10.20 Provisionally agreed - text below <i>CC - Child Sexual Exploitation, including distribution of child abuse images and child pornography</i> CNS: positive scrutiny
452.	26 CC-Other	26 CC-Other	26 CC-Other	
453.	27 GEN-Information exchange	27 GEN-Information exchange	27 GEN-Information exchange	
454.	28 GEN-Police or interagency cooperation (customs, border guards, intelligence services)	28 GEN-Police or interagency cooperation (customs, border guards, intelligence services)	28 GEN-Police or interagency cooperation (<i>e.g.</i> customs, border guards, intelligence services)	COM: T TM 31.08.20 EP: could be linked to definition of competent authorities
455.	29 GEN-Forensics	29 GEN-Forensics	29 GEN-Forensics	
456.	30 GEN-Victim support	30 GEN-Victim support	30 GEN-Victim support	
457.	31 GEN-Operating support	31 GEN-Operating support	31 GEN-Operating support	

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
458.	32 TA-Technical assistance - information and communication	32 TA-Technical assistance - information and communication	32 TA-Technical assistance information and communication	T CNS: COM proposal is too detailed and risks making reporting difficult; CNS is for transparency but this is a more practical matter - MS are concerned about how data will be collected. CION does not support Council's amendments on lines 458-461; those items are the same as in CPR, no reason for deviating EP in favour of full transparency on use of funds, i.e. to keep COM proposal TM 31.08.20 CNS to check internally TM 13.10.20 CNS: lines 458-461 to remain open until the situation can be assessed together with Annex VIII
459.	33 TA-Technical assistance - preparation, implementation, monitoring and control	33 TA-Technical assistance - preparation, implementation, monitoring and control	33 TA-Technical assistance preparation, implementation, monitoring and control	T TM 31.08.20 CNS to check internally

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				TM 13.10.20 CNS: lines 458-461 to remain open until the situation can be assessed together with Annex VIII
460.	34 TA-Technical assistance - evaluation and studies, data collection	34 TA-Technical assistance - evaluation and studies, data collection	34 TA-Technical assistance - evaluation and studies, data collection	T TM 31.08.20 CNS to check internally TM 13.10.20 CNS: lines 458-461 to remain open until the situation can be assessed together with Annex VIII
461.	35 TA-Technical assistance - capacity building	35 TA-Technical assistance - capacity building	35 TA-Technical assistance - capacity building	T TM 31.08.20 CNS to check internally TM 13.10.20 CNS: lines 458-461 to remain open until the situation can be assessed together with Annex VIII
462.	TABLE 2: CODES FOR THE TYPE OF ACTION DIMENSION	TABLE 2: CODES FOR THE TYPE OF ACTION DIMENSION	TABLE 2: CODES FOR THE TYPE OF ACTION DIMENSION	

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
463.	1 IT-systems, interoperability, data quality, communication systems (excluding equipment)	1 IT-systems, interoperability, data quality, communication systems (excluding equipment)	1 IT-systems, interoperability, data quality, communication systems (excluding equipment)	
464.	2 Networks, centres of excellence, cooperation structures, joint actions and operations	2 Networks, centres of excellence, cooperation structures, joint actions and operations	2 Networks, centres of excellence, cooperation structures, joint actions and operations	
465.	3 Joint Investigation Teams (JITs) or other joint operations	3 Joint Investigation Teams (JITs) or other joint operations	3 Joint Investigation Teams (JITs) or other joint operations	
466.	4 Secondment or deployment of experts	4 Secondment or deployment of experts	4 Secondment or deployment of experts	
467.	5 Training	5 Training	5 Training	
468.	6 Exchange of best practices, workshops, conferences, events, awareness raising campaigns, communication activities	6 Exchange of best practices, workshops, conferences, events, awareness raising campaigns, communication activities	6 Exchange of best practices, workshops, conferences, events, awareness raising campaigns, communication activities	
469.	7 Studies, pilot projects, risk assessments	7 Studies, pilot projects, risk assessments	7 Studies, pilot projects, risk assessments	
470.	8 Equipment (included in calculation of 15% cap)	8 Equipment (included in calculation of 15% cap)	8 Equipment (included in calculation of 15% cap)	T, P CNS: AM linked to discussion on line 211 TM 13.10.20 - Lines 470-472: CNS suggests accepting CNS text irrespective of the final solution on

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				line 211 as this would have no impact on the cap COM to check if the text in () is needed
471.	9 Means of transport (included in calculation of 15% cap)	9 Means of transport (included in calculation of 15% cap)	9 Means of transport (included in calculation of 15% cap)	T, P TM 13.10.20 - Lines 470-472: CNS suggests accepting CNS text irrespective of the final solution on line 211 as this would have no impact on the cap COM to check if the text in () is needed
472.	10 Buildings, facilities (included in calculation of 15% cap)	10 Buildings, facilities (included in calculation of 15% cap)	10 Buildings, facilities (included in calculation of 15% cap)	T, P TM 13.10.20 - Lines 470-472: CNS suggests accepting CNS text irrespective of the final solution on line 211 as this would have no impact on the cap COM to check if the text in () is needed
473.	11 Deployment or other follow-up of research projects	11 Deployment or other follow-up of research projects	11 Deployment or other follow-up of research projects	
474.	TABLE 3: CODES FOR THE IMPLEMENTATION MODALITIES DIMENSION	TABLE 3: CODES FOR THE IMPLEMENTATION MODALITIES DIMENSION	TABLE 3: CODES FOR THE IMPLEMENTATION MODALITIES DIMENSION	

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
475.	1 Cooperation with third countries	1 Cooperation with third countries	1 Cooperation with third countries <i>Actions as per Art. 11.1</i>	T, P CNS (lines 475-485): table was split into two to cover the same items but ensure transparency as regards additional criteria such as cooperation with third countries since expenditure can be categorised under one item only in each table
476.	2 Actions in third countries	2 Actions in third countries	2 Actions in third countries	T, P
477.	3 Implementation of Schengen evaluation recommendations in the area of police cooperation	3 Implementation of Schengen evaluation recommendations in the area of police cooperation	3 Implementation of Schengen evaluation recommendations in the area of police cooperation	T, P
478.	4 Specific Actions (not known at programming stage)	4 Specific Actions (not known at programming stage)	4-2 Specific Actions (not known at programming stage)	T, P
479.	5 Emergency Assistance (not known at programming stage)	5 Emergency Assistance (not known at programming stage)	5 Emergency Assistance (not known at programming stage)	T, P
480.	6 Actions listed in Annex IV	6 Actions listed in Annex IV	6 Actions listed in Annex IV <i>3 Actions listed in Annex IV</i>	T, P
1.			<i>4 Operating support</i>	
481.			5 Other actions (as per Art. 11.1) <i>Emergency Assistance</i>	T, P
482.			TABLE 4: CODES FOR SECONDARY IMPLEMENTATION MODALITIES DIMENSION	T, P

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
483.			<i>1 Cooperation with third countries</i>	T, P
484.			<i>2 Actions in third countries</i>	T, P
485.			<i>3 Implementation of Schengen evaluation recommendations in the area of police cooperation</i>	T, P
486.	ANNEX VII Eligible actions for operating support	ANNEX VII Eligible actions for operating support	ANNEX VII Eligible actions for operating support	
487.	Within specific objective <i>better information exchange</i> , operating support within the programmes shall cover:	Within specific objective <i>better information exchange</i> , operating support within the programmes shall cover:	Within specific objective <i>better information exchange</i> , operating support within the programmes shall cover:	
488.	• maintenance and helpdesk of Union and where relevant national IT systems contributing to the achievement of the objectives of this Regulation.	• maintenance and helpdesk of Union and where relevant national IT systems contributing to the achievement of the objectives of this Regulation.	• maintenance and helpdesk of Union and where relevant national ICT systems and networks contributing to the achievement of the objectives of this Regulation.	T CSL to come back with reason for change
489.	• staff costs contributing to the achievement of the objectives of this Regulation	• staff costs contributing to the achievement of the objectives of this Regulation	• staff costs contributing to the achievement of the objectives of this Regulation	
490.	Within specific objective <i>increased operational cooperation</i> , operating support within the national programmes shall cover:	Within specific objective <i>increased operational cooperation</i> , operating support within the national programmes shall cover:	Within specific objective <i>increased operational cooperation</i> , operating support within the national programmes shall cover:	

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
491.	• maintenance of technical equipment or means of transport used for actions in the area of prevention, detection and investigation of serious and organised crime with a cross-border dimension.	• maintenance of technical equipment or means of transport used for actions in the area of prevention, detection and investigation of serious and organised crime with a cross-border dimension.	• maintenance of technical equipment or means of transport used for actions in the area of prevention, detection and investigation of serious and organised crime with a cross-border dimension.	
492.	• staff costs contributing to the achievement of the objectives of this Regulation	• staff costs contributing to the achievement of the objectives of this Regulation	• staff costs contributing to the achievement of the objectives of this Regulation	
493.	Within specific objective <i>strengthened capabilities to prevent and to combat crime</i> , operating support within the national programmes shall cover:	Within specific objective <i>strengthened capabilities to prevent and to combat crime</i> , operating support within the national programmes shall cover:	Within specific objective <i>strengthened capabilities to prevent and to combat crime</i> , operating support within the national programmes shall cover:	
494.	• maintenance of technical equipment or means of transport used for actions in the area of prevention, detection and investigation of serious and organised crime with a cross-border dimension.	• maintenance of technical equipment or means of transport used for actions in the area of prevention, detection and investigation of serious and organised crime with a cross-border dimension.	• maintenance of technical equipment or means of transport used for actions in the area of prevention, detection and investigation of serious and organised crime with a cross-border dimension.	
495.	• staff costs contributing to the achievement of the objectives of this Regulation	• staff costs contributing to the achievement of the objectives of this Regulation	• staff costs contributing to the achievement of the objectives of this Regulation	
496.	Actions which are not eligible under Article 4(3) shall not be covered.	Actions which are not eligible under Article 4(3) shall not be covered.	Actions which are not eligible under Article 4(3) shall not be covered.	

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
497.	ANNEX VIII Output and result indicators referred to in Article 24(3)	ANNEX VIII Output and result indicators referred to in Article 24(3)	ANNEX VIII Output and result indicators referred to in Article 24(3)	COM to present overall proposal
498.	Specific Objective 1: Better information exchange	Specific Objective 1: Better information exchange	Specific Objective 1: Better information exchange	
499.			<u>Output indicators</u>	CNS: it was necessary to think of a complete revision of the indicators part, a workshop was organised. Special focus was given to distinguish between output and result indicators and the availability and ease-of-collection of the data. CION: link of some proposed indicators with ISF funding was not clear; guidance will be issued by COM to MS with clear definitions to ensure harmonised application EP: needs to thoroughly study CNS proposal to make sure all its points are covered
500.			1. Number of participants in training activities	Provisionally agreed - CNS text EP 30.04.20 Addition covers EP Am 145

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				1. Number of participants from competent authorities * in training activities * - covers EP AM 145 TM 31.08.20 EP to check internally if addition (“<i>from competent authorities</i>”) can be dropped
501.			2. <i>Number of expert meetings/workshops/study visits</i>	TM 31.08.20 Provisionally agreed TM 27/11/19 CNS/CION: further breakdown of data could be considered. CNS: Defining the each sub-category would be difficult and therefore have an impact on the comparability of the data. EP 30.04.20 OK for CNS proposal 2. Number of expert meetings/workshops/study visits

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
502.			3. <i>Number of ICT systems/functionalities/services developed/maintained/upgraded</i>	TM 27/11/19 CNS/CION: further breakdown of data could be considered CNS: Defining the each sub-category would be difficult and therefore have an impact on the comparability of the data. EP 30.4.20 With addition (covers proposed indicator 2) 3. Number of information ICT systems and databases /networks/ functionalities/ services of competent authorities developed-set up /adapted/ maintained/ upgraded TM 31.08.20 Should be aligned with e.g. line 356 as regards set up/adapted/maintained/upgraded; ICT/info systems/data bases should be checked (e.g. line 358) regarding inconsistencies, lawyer linguists opinion to be requested
503.			4. <i>Number of equipment items purchased</i>	TM 31.08.20 Provisionally agreed

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				EP 30.04.20 Ok for Council proposal 4.Number of equipment items purchased
504.			5. <i>Number of transport means purchased</i>	EP 30.04.20 Deletion <i>Number of transport means purchased</i> TM 31.08.20 CNS to check internally EP - not relevant under the specific objective
505.			<u>Result indicators</u>	
506.			1. <i>Number of ICT systems and networks made interoperable</i>	EP 30.04.20 Proposed addition covers proposed indicator 2 1. Number of ICT systems, databases and networks <i>of</i>

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				<i>competent authorities made interoperable-connected, including within Member States, with EU information systems and, where relevant, with international databases</i> TM 31.08.20 COM will make compromise drafting with clearer wording, including the word "interoperable"
507.			<i>2. Number of administrative units that have newly put in place or upgraded existing mechanisms/procedures/tools/guidance for exchange of information with other Member States/EU agencies/ international organisations/third countries</i>	Provisionally agreed - EP proposal without "maintained" EP 30.04.20 2. Number of administrative units that have newly put in place or upgraded <i>set up new or adapted or maintained</i> existing <i>information exchange</i> mechanisms/ procedures/ tools*/ guidance for exchange of information with other Member States/ EU agencies/ international organisations/ third countries *asks CSL for clarification how "tools" differ from "mechanism" TM 31.08.20

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				CNS can be flexible COM: "maintained" should be deleted EP to check if maintained can be dropped
508.			3. <i>Number of participants who report a more effective use of EU information exchange mechanisms after the training activity</i>	TM 27/11/19 EP/CION: example of qualitative indicator EP 30.04.20 3. Number of participants who report a more effective and consistent use* of EU information systems and exchange mechanisms after the training activity 6. results of trainings/workshops/exchanges/study visits a. participant satisfaction b. the knowledge and contacts acquired by training participants c. use and dissemination of contacts within Member States d. impact of trainings on the job or on the organisation's results** * EP AMs 143/144 are deemed implicitly covered here

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				- covers proposed indicators 1 and 3 **- 6(a)-(d) - qualitative indicators were added to allow for better monitoring of performance TM 31.08.20 EP insists to have qualitative indicators measuring the effectiveness of the ISF included; proposal for point 6 is based on suggestions in ECA report "SR 13/2018 - Tackling radicalisation that leads to terrorism" (point 31) COM will make a draft for a compromise
509.	(1) Use of EU information exchange mechanisms measured through the:	(1) Use of EU information exchange mechanisms measured through the:	(1) Use of EU information exchange mechanisms measured through the:	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
510.	(a) number of searches performed in the Schengen Information System (SIS);	(a) number of alerts introduced and searches performed in the Schengen Information System (SIS);[AM143]	(a) number of searches performed in the Schengen Information System (SIS);	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
511.	(b) number of searches in the system for transnational exchange of forensic data (DNA, fingerprints, number plates) between Member	(b) number of searches in the system for transnational exchange of forensic data (DNA, fingerprints, number	(b) number of searches in the system for transnational exchange of forensic data (DNA, fingerprints, number	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	States (Prüm automated data exchange system);	plates) between Member States (Prüm automated data exchange system);	plates) between Member States (Prüm automated data exchange system);	
512.	(c) number of messages exchanged through Europol's Secure Information Exchange Network Application (SIENA);	(c) number of messages exchanged through Europol's Secure Information Exchange Network Application (SIENA);	(c) number of messages exchanged through Europol's Secure Information Exchange Network Application (SIENA);	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
513.	(d) number of searches performed in Europol's Information System (EIS);	(d) number of searches performed in Europol's Information System (EIS);	(d) number of searches performed in Europol's Information System (EIS);	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
514.	(e) total number of passengers whose EU Passenger Name Record (PNR) data have been collected and exchanged;	(e) total number of passengers whose EU Passenger Name Record (PNR) data have been collected and exchanged;	(e) total number of passengers whose EU Passenger Name Record (PNR) data have been collected and exchanged;	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
515.		<i>(e a) number of searches performed in the European Criminal Record Information system for third Country nationals (ECRIS-TCN).[AM144]</i>		TM 31.08.20 EP agrees to drop its AM following agreement on the revised structure proposed by CSL
516.	<i>data source: Europol, EU-LISA, Council, Member States</i>	<i>data source: Europol, EU-LISA, Council, Member States</i>	<i>data source: Europol, EU-LISA, Council, Member States</i>	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
517.	(2) Number of new connections between security-relevant databases made with support of the Fund:	(2) Number of new connections <i>of competent authorities</i> between security-relevant databases made with support of the Fund: [AM145]	(2) Number of new connections between security-relevant databases made with support of the Fund:	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
518.	(a) with EU and where relevant international databases;	(a) with EU and where relevant international databases;	(a) with EU and where relevant international databases;	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
519.	(b) within the Member State;	(b) within the Member State;	(b) within the Member State;	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
520.	(c) with one or more other Member States;	(c) with one or more other Member States;	(c) with one or more other Member States;	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
521.	(d) with one or more third countries.	(d) with one or more third countries.	(d) with one or more third countries.	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
522.	<i>data source: Member States</i>	<i>data source: Member States</i>	<i>data source: Member States</i>	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
523.	(3) Number of active users of EU and where relevant national security relevant information exchange tools, systems and databases added with support from the Fund, as compared to number of total users.	(3) Number of active users of EU and where relevant national security relevant information exchange tools, systems and databases added with support from the Fund, as compared to number of total users.	(3) Number of active users of EU and where relevant national security relevant information exchange tools, systems and databases added with support from the Fund, as compared to number of total users.	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
524.	<i>data source: Member States</i>	<i>data source: Member States</i>	<i>data source: Member States</i>	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
525.	Specific Objective 2: Increased operational cooperation	Specific Objective 2: Increased operational cooperation	Specific Objective 2: Increased operational cooperation	EP 30.04.20 Specific Objective 2: Increased <i>cross-border operational coordination and cooperation</i> TM 31.08.20 Decision on title to be postponed pending agreement on line 102
526.			<u>Output indicators</u>	
527.			1. Number of expert meetings/workshops/study visits/common exercises/manuals of best practice/ contributions to	EP 30.04.20 1. Number of cross-border joint operations (covers proposed indicator 4)

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
			manuals prepared by another Member State	1.1. Of which number of joint investigation teams (covers proposed indicator 4a) 1.2. Of which number of EU policy cycle operational actions (covers proposed indicator 4b)* 2. Number of expert meetings/workshops/study visits/common exercises/manuals of best practice/contributions to manuals prepared by another Member State** *- points 1./1.1/1.2 were moved up from „result indicators“ ** - The number of manuals and contributions thereto should be deleted as they risk to distort the indicator. Moreover, they will likely only be published once during the programming period. Alternatively, they should be moved into a separate indicator. - covers proposed indicator 8 and 11 TM 31.08.20

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				COM agrees with EP deletion in pt. 2, sees benefits in putting number of operations as result or output indicator EP sticks to its proposal but to check internally if 'joint' in point 1 can be dropped CNS to come back on deletion in point 2
528.			2. <i>Number of ICT systems/functionalities/services developed/maintained/upgraded</i>	EP 30.04.20 <i>Number of ICT systems/functionalities/services developed/maintained/upgraded</i> TM 31.08.20 EP + COM: redundant CNS positive scrutiny
529.			3. <i>Number of equipment items purchased</i>	EP 30.04.20 – ok <i>3. Number of equipment items purchased</i> Provisionally agreed TM 31.08.20
530.			4. <i>Number of transport means purchased</i>	Provisionally agreed TM 31.08.20 COM proposes "for cross-border" ..." instead of "which are used in ..." EP + CNS agree

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				EP 30.04.20 4. Number of transport means purchased <i>which are used in cross- border joint operations</i>
531.			<u>Result indicators</u>	
532.			<i>1. The estimated value of assets frozen in the context of cross-border operations</i>	EP 30.04.20 1. The estimated value of assets frozen in the context of cross-border <i>joint</i> * operations *-language has been aligned with the objective - covers proposed indicator 6 TM 31.08.20 EP open to drop “joint” if consistent with title of SO 2 and other indicators
533.			<i>2. Quantity of illicit drug seized in the context of cross- border operations</i>	See line 549 EP 30.04.20 2. Quantity of illicit drugs seized in the context of cross-border <i>joint</i> operations <i>by type of product</i> *

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				-covers proposed indicator 7 *- to address differences in weight, value etc. 3. <i>Quantity of weapons seized in the context of cross-border joint operations by type of weapon**</i> 4. <i>Number of cross-border joint operations in which wildlife were seized</i> 5. <i>Number of cross-border joint operations in which cultural goods were seized</i> ** - covers EP AM 137 TM 31.08.20 COM against “quantity” as a list would have to be agreed and MS might now have the data CNS to check internally re value vs quantity EP - could agree to value
534.			3. <i>Number of administrative units that have newly put in place or upgraded existing mechanisms/procedures/tools/guidance for cooperation</i>	EP 30.04.20 6. Number of administrative units that have <i>developed, adapted newly put in place</i> or <i>maintained upgraded</i> existing

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
			<i>with other Member States/EU agencies/international organisations/third countries</i>	mechanisms/procedures/ tools/guidance for cooperation with other Member States/EU agencies/international organisations/third countries - covers proposed indicator 5 TM 31.08.20 EP to come back re maintained (see line 507) CNS would be flexible
535.			4. Number of cross-border operations	EP 30.04.20 moved up to output indicators TM 31.08.20 CNS flexible
536.			4.1. Of which number of joint investigation teams	EP 30.04.20 moved up to output indicators TM 31.08.20 CNS flexible
537.			4.2. Of which number of EU policy cycle operational actions	EP 30.04.20 moved up to output indicators TM 31.08.20 CNS flexible

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
538.			5. <i>Number of staff involved in cross-border operations</i>	TM 31.08.20 EP 30.04.20 7. Number of staff involved in cross-border joint operations - covers proposed indicator 5 TM 31.08.20 EP open to drop “joint” if consistent with title of SO 2 and other indicators
539.			6. <i>Number of Schengen Evaluation Recommendations with a financial implication in the area of security addressed</i>	Provisionally agreed TM 31.08.20 EP 30.04.20 - ok 8. Number of Schengen Evaluation Recommendations with a financial implication in the area of security addressed - covers proposed indicator 9
540.	(4) Number of joint operational actions supported by the Fund, including the participating Member States and authorities and broken down by area (counter-terrorism,	(4) Number of joint operational actions supported by the Fund, including the participating Member States and authorities and broken	(4) Number of joint operational actions supported by the Fund, including the participating Member States and authorities and broken down by	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
	organised crime general, organised crime firearms, cybercrime, other):	down by area (counter-terrorism, organised crime general, organised crime firearms, cybercrime, other):	area (counter terrorism, organised crime general, organised crime firearms, cybercrime, other):	
541.	(a) number of joint investigation teams (JITs);	(a) number of joint investigation teams (JITs);	(a) number of joint investigation teams (JITs);	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
542.	(b) number of European Multidisciplinary Platform against Criminal Threats (EMPACT) operational projects;	(b) number of European Multidisciplinary Platform against Criminal Threats (EMPACT) operational projects;	(b) number of European Multidisciplinary Platform against Criminal Threats (EMPACT) operational projects;	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
543.	(c) other joint operational actions.	(c) other joint operational actions.	(c) other joint operational actions.	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
544.	<i>data source: Europol, Eurojust, Member States</i>	<i>data source: Europol, Eurojust, Member States</i>	<i>data source: Europol, Eurojust, Member States</i>	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
545.	(5) Participation in transnational networks operating with support of the Fund.	(5) Participation in transnational networks operating with support of the Fund.	(5) Participation in transnational networks operating with support of the Fund.	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
546.	<i>data source: Member States, Union action or EMAS grant beneficiaries</i>	<i>data source: Member States, Union action or EMAS grant beneficiaries</i>	<i>data source: Member States, Union action or EMAS grant beneficiaries</i>	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
547.	(6) The estimated value of assets frozen, estimated value of assets confiscated with the help of the Fund.	(6) The estimated value of assets frozen, estimated value of assets confiscated with the help of the Fund.	(6) The estimated value of assets frozen, estimated value of assets confiscated with the help of the Fund.	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
548.	<i>data source: Member States</i>	<i>data source: Member States</i>	<i>data source: Member States</i>	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
549.	(7) Value of illicit drug seizures achieved with involvement of cross-border cooperation between law enforcement agencies.	Value <i>of seizures</i> of illicit <i>drugs, weapons, wildlife products and trafficking of cultural goods</i> achieved with involvement of cross-border cooperation between law enforcement agencies.[AM146]	(7) Value of illicit drug seizures achieved with involvement of cross-border cooperation between law enforcement agencies.	CION: is favour of keeping the value of drugs seized calculated using the data collected by EMCDDA on national value of different drugs. It is not possible to add up different quantities of different types of drugs ie tables and kilos and tons etc. Otherwise the indicators should be split into different drug types. (see line 533)
550.	<i>data source: Member States, Union action grant beneficiaries</i>	data source: <i>Europol</i> , Member States, Union action grant beneficiaries[AM147]	<i>data source: Member States, Union action grant beneficiaries</i>	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
551.	(8) Number of outputs of existing transnational networks generated with the help of the Fund, such as for example manuals on best practices, workshops, common exercises.	(8) Number of outputs of existing transnational networks generated with the help of the Fund, such as for example manuals on best practices, workshops, common exercises.	(8) Number of outputs of existing transnational networks generated with the help of the Fund, such as for example manuals on best practices, workshops, common exercises.	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
552.	<i>data source: Union action grant beneficiaries</i>	<i>data source: Union action grant beneficiaries</i>	<i>data source: Union action grant beneficiaries</i>	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
553.	(9) Number of Schengen Evaluation Recommendations with a financial implication in the area of security addressed with the support of the Fund, as compared to the total number of recommendations with a financial implication in the area of security.	(9) Number of Schengen Evaluation Recommendations with a financial implication in the area of security addressed with the support of the Fund, as compared to the total number of recommendations with a financial implication in the area of security.	(9) Number of Schengen Evaluation Recommendations with a financial implication in the area of security addressed with the support of the Fund, as compared to the total number of recommendations with a financial implication in the area of security.	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
554.	<i>data source: Member States</i>	<i>data source: Member States</i>	<i>data source: Member States</i>	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
555.	Specific Objective 3: Strengthened capabilities to combat and to prevent crime	Specific Objective 3: Strengthened capabilities to combat and to prevent crime	Specific Objective 3: Strengthened capabilities to combat and to prevent crime	

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
556.			<u>Output indicators</u>	
557.			1. <i>Number of participants in training activities/exchange programmes</i>	Provisionally agreed TM 31.08.20 CNS accepts EP proposal from 30/4; under point 2, “participants in” is deleted to align with lines 500-501 EP 30.04.20 1. Number of participants in training activities 2. <i>Number of participants in exchange programmes/workshops/study visits</i> - covers proposed indicator 10 - Former point 1 was divided in two points in line with indicators under SO 1
558.			2. <i>Number of equipment items purchased</i>	TM 31.08.20 Provisionally agreed EP 30.04.20 OK
559.			3. <i>Number of transport means purchased</i>	TM 31.08.20 Provisionally agreed

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				EP 30.04.20 Ok
560.			4. <i>Number of items of infrastructure/security relevant facilities/tools/mechanisms constructed/purchased/upgraded</i>	TM 31.08.20 Provisionally agreed EP 30.04.20 Ok
561.			5. <i>Number of activities to prevent crime and to assist victims of crimes</i>	EP 30.04.20 6. Number of activities to prevent crime 7. <i>Number of activities and</i> to assist victims of crime (covers proposed indicator 12)* 8. <i>Number of initiatives developed or expanded to prevent radicalisation (covers proposed indicator 14) **</i> 9. <i>Number of initiatives developed or expanded to protect or support witnesses and whistle-blowers **</i> *- points 6 and 7 should be separate **- moved up from result indicators CNS agrees to divide No. 5. in two as proposed by EP (prevention and victims) EP to check points 8+9 internally

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
562.			<u>Result indicators</u>	
563.			1. <i>Number of initiatives developed or expanded to prevent radicalisation and violent extremism</i>	EP 30.04.20 1. Number of initiatives developed or expanded to prevent radicalisation and violent extremism (covers proposed indicator 14) - duplication with output indicator TM 31.08.20 Classification as output/result indicator to be further discussed
564.			2. <i>Number of critical infrastructure/public spaces with new/adapted facilities protecting against security related risks</i>	TM 31.08.20 Provisionally agreed EP 30.04.20 - ok 2. Number of critical infrastructure/public spaces with new/adapted facilities protecting against security related risks - covers proposed indicator 13
565.			3. <i>Number of participants who completed the training</i>	TM 31.08.20 Provisionally agreed - deletion

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
			<i>activity/the exchange programme</i>	EP 30.04.20 3. Number of participants who completed the training activity/the exchange programme (covers proposed indicator 10) duplication with output indicator
566.			4. Number of victims of crimes assisted	EP 30.04.20 4. Number of victims of crimes assisted, broken down by type of crime * - covers proposed indicator 12 *- to cover EP AM 149 5. Number of joint centres of excellence or common operational support centres created 6. results of trainings/workshops/exchanges/study visits a. participant satisfaction b. the knowledge and contacts acquired by training participants c. use and dissemination of contacts within Member States

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				<i>d. impact of trainings on the job or on the organisation's results</i> - qualitative indicators were added under point 6 to allow for better monitoring of performance TM 31.08.20 COM: proposed point 4 (victims by type of crime) is difficult to implement as often several types of crimes for each victim; open regarding point 5 EP proposes to have overall number and specify number for some types of crimes: victims of terrorism and child sexual exploitation COM to submit proposal For point 6, COM proposal under line 508 could be applicable
567.			<i>Data source for all indicators is Member States</i>	EP 30.04.20 If agencies can receive funding, their data has to be eligible to be used for the indicators. TM 31.08.20 Political question of funding of agencies via ISF; discussion postponed.

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
				COM - irrespective of political question of funding of agencies under ISF, outside of shared management also other data than just from MS should be reported
568.	(10) Number of law enforcement officials that completed training, exercises, mutual learning or specialised exchange programmes on cross-border related topics provided with the support of the Fund, broken down by the following areas:	(10) Number of law enforcement officials that completed training, exercises, mutual learning or specialised exchange programmes on cross-border related topics provided with the support of the Fund, broken down by the following areas:	(10) Number of law enforcement officials that completed training, exercises, mutual learning or specialised exchange programmes on cross-border related topics provided with the support of the Fund, broken down by the following areas:	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
569.	(a) counter terrorism;	(a) counter terrorism;	(a) counter terrorism;	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
570.	(b) organised crime;	(b) organised crime;	(b) organised crime;	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
571.	(c) cybercrime;	(c) cybercrime;	(c) cybercrime;	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
572.	(d) other areas of operational cooperation.	(d) other areas of operational cooperation.	(d) other areas of operational cooperation.	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
573.	<i>data source: Member States</i>	data source: Member States, Europol, ENISA [AM148]	<i>data source: Member States</i>	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
574.	(11) Number of manuals on best practices and investigation techniques, standard operating procedures and other tools developed with support of the Fund as a result of interaction between different organisations across the EU.	(11) Number of manuals on best practices and investigation techniques, standard operating procedures and other tools developed with support of the Fund as a result of interaction between different organisations across the EU.	(11) Number of manuals on best practices and investigation techniques, standard operating procedures and other tools developed with support of the Fund as a result of interaction between different organisations across the EU.	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
575.	<i>data source: Member States, Union action or EMAS grant beneficiaries</i>	<i>data source: Member States, Union action or EMAS grant beneficiaries</i>	<i>data source: Member States, Union action or EMAS grant beneficiaries</i>	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
576.	(12) Number of victims of crime assisted with the support of the Fund, broken down by type of crime (trafficking in human beings, migrant smuggling, terrorism, serious and organised crime, cybercrime, child sexual exploitation).	Number of victims of crime assisted with the support of the Fund, broken down by type of crime (trafficking in human beings and organs , migrant smuggling, terrorism, serious and organised crime,	(12) Number of victims of crime assisted with the support of the Fund, broken down by type of crime (trafficking in human beings, migrant smuggling, terrorism, serious and organised crime,	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		cybercrime, sexual exploitation and child sexual exploitation, torture or inhuman or degrading treatment) [AM149]	cybercrime, child sexual exploitation).	
577.	<i>data source: Member States</i>	<i>data source: Member States</i>	<i>data source: Member States</i>	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
578.	(13) Number of critical infrastructures and public spaces of which the protection against security-related incidents has been improved with the help of the Fund.	Number of public spaces and scale and public spaces of critical infrastructures of which the protection against security-related incidents has been improved with the help of the Fund; [AM150]	(13) Number of critical infrastructures and public spaces of which the protection against security-related incidents has been improved with the help of the Fund.	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
579.	<i>data source: Member States</i>	<i>data source: Member States</i>	<i>data source: Member States</i>	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
580.	(14) Number of initiatives to prevent radicalisation leading to violent extremism:	(14) Number of initiatives to prevent radicalisation leading to violent extremism:	(14) Number of initiatives to prevent radicalisation leading to violent extremism:	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
581.	(a) number of hits on the website of the Radicalisation Awareness Network (RAN);	(a) number of hits on the website of the Radicalisation	(a) number of hits on the website of the Radicalisation Awareness Network (RAN);	TM 31.08.20

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		Awareness Network (RAN); [AM151]		Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
582.	(b) number of participants in the RAN broken down by type of expert;	(b) number of participants in the RAN broken down by type of expert;	(b) number of participants in the RAN broken down by type of expert;	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
583.	(c) number of study visits, trainings, workshops and counselling completed in Member States in close coordination with national Authorities broken down by beneficiaries (law enforcement authorities, other).	(c) number of study visits, trainings, workshops and counselling completed in Member States in close coordination with national Authorities broken down by beneficiaries (law enforcement authorities, other) and feedback of participants. [AM152]	(c) number of study visits, trainings, workshops and counselling completed in Member States in close coordination with national Authorities broken down by beneficiaries (law enforcement authorities, other).	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
584.	<i>data source: RAN</i>	data source: RAN, Member States [AM153]	data source: RAN	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
585.	(15) Number of partnerships established with the support of the Fund contributing to improving support of witnesses, whistle-blowers and victims of crime:	(15) Number of partnerships established with the support of the Fund contributing to improving support of witnesses, whistle-blowers and victims of crime:	(15) Number of partnerships established with the support of the Fund contributing to improving support of witnesses, whistle-blowers and victims of crime:	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
586.	(a) with the private sector;	(a) with the private sector;	(a) with the private sector;	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
587.	(b) with civil society.	(b) with civil society.	(b) with civil society.	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
588.	<i>data source: Member States, Union action or EMAS grant beneficiaries</i>	<i>data source: Member States, Union action or EMAS grant beneficiaries</i>	<i>data source: Member States, Union action or EMAS grant beneficiaries</i>	TM 31.08.20 Provisionally agreed - deleted following agreement on the revised structure proposed by CSL
589.		<i>Specific objective 3 a: Development of a common intelligence culture:[AM154]</i>		T, P TM 31.08.20 EP agrees to drop its AM following agreement on horizontal coverage of intelligence services in all objectives
590.		<i>(15a) Number of exchanges between Member States in the field of intelligence.[AM154]</i>		T, P TM 31.08.20 EP agrees to drop its AM following agreement on horizontal coverage of intelligence services in all objectives
591.		<i>(15b) Number of law enforcement and intelligence officers involved in training,</i>		T, P

	Commission proposal COM(2018) 472 final (10154/18 + ADD 1)	EP amendments - Position at first reading (13 March 2019)	Council position Partial general approach (JHA Council on 7 June 2019) (10137/19)	Compromise text proposals
		<i>exercises, mutual learning programs or specialised exchange programs on cross- border issues organised with support from the Fund.</i> [AM154]		TM 31.08.20 EP agrees to drop its AM following agreement on horizontal coverage of intelligence services in all objectives
592.		<i>data source: Member States</i> [AM154]		T, P TM 31.08.20 EP agrees to drop its AM following agreement on horizontal coverage of intelligence services in all objectives